



Minutes

Ordinary Meeting of Council

On	18 April 2018
At	Bolgart Hall, Bolgart
Commenced	2.21pm

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1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The President declared the meeting open and confirmed that the meeting would be recorded for record keeping purposes.

Visitors

Snr Sgt Warren Conder Toodyay Police

Michael Stock	Nolene Kaszanski
Pam Meston	Gwenda McGill
Marion Guthrie	Patricia Wilson
Merle Manuel	Donna Clarke
Malcolm Palmer	Lou Witham
Geoff Erickson	Tania Menzies
Esperanza Legara Fierra	

2 ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE GRANTED

Cr D Lovelock	West Ward	President
Cr P Bantock	West Ward	Deputy President
Cr S Penn	South Ward	
Cr N Clarke	South Ward	
Cr J Corless-Crowther	Central Ward	
Cr J King	Central Ward	
Cr A Broadhurst	East Ward	

Chief Executive Officer:	Mrs G Teede
Works & Services Manager (WSM):	Mr R Edwards
Executive Assistant:	Ms S Mearns
Governance:	Mr N Mitchell
Finance Manager (Acting):	Mrs I Edwardson

3 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nicole McInnes

Qsn: The Calingiri Progress Association would like to create a Community Vegetable Patch and would like to use the back tennis court and have the area fenced off. The location of this particular court is near the access to the water taps and shed.

Response:

Requested that a plan and proposal be submitted to the Shire Office by 4th April 2018

Mr Jim Kelly

Qsn 1: Mr Kelly asked why Lot 100 Mogumber (motion on record 18 months ago and October, November and December 2017), the Shire still had not acted on the information.

Response:

Mr Kelly was advised that Lot 100 Mogumber is officially still owned by the State Government. The Shire is applying for it to be designated as a road reserve, and is included in this Agenda.

Qsn 2: Mr Kelly further asked if Cr Carr (Bantock) had an interest in items relating to Lot 100 Mogumber and if so did she declare this interest?

Response:

Upon checking Council records it was ascertained that Cr Bantock (Carr), declared an interest to item 26/2016 at the meeting held on 20 July 2016.

With regards to further discussions relating to Lot 100 Mogumber, these were questions raised during Public Question Time (25/10/2017, 15/11/2017 and 13/12/2017), which did not require a Declaration of Interest. No further action is required.

Qsn 3: Mr Kelly asked the President did he assist people in Mogumber to oppose the Mogumber development and did he put in a submission.

Response:

The President replied in the negative.

Qsn 4: Mr Kelly asked the Deputy President if she actively encouraged people to submit negative submissions against the development in Mogumber.

Response:

The Deputy President informed residents of the submission opportunity but did not encourage submissions towards a positive or negative angle.

Qsn 5: Mr Kelly asked why only one person (from the Shire) was in attendance at the Blessings of the Road at New Norcia.

Response:

The CEO advised that she had other Council commitments on at the same time. No further action required.

Qsn 6: Mr Kelly asked the President directly if he supported the Mogumber Development?

Response:

The President confirms that he supports development where appropriate arrangements and approvals have been sought.

Mr Michael Stock:

Qsn: Mr Stock presented a list of questions as follows;

1. Why did the Shire accept applications for two lots corner of Somers and Poincare streets, Bolgart (refer Council minutes 27/11/2001)
2. Why did the Shire issue “no such a thing building approvals”, under S399 of the Misc Provisions Act...on 15/1/2002
3. Mr Stock paid \$233.00 for a building licence, why was the licence withdrawn on 7/2/2002
4. Who signed on behalf of the building surveyor for BCITF levy – REF BU-APP) on 15/1/2002
5. I have 3 different notice of approvals on 15/1/2002 for applications made on 20/11/2001, what are the individual approvals for?
6. I understand Mrs Stock made applications on 20/11/2001 why did the Shire accept applications from Mr Stock’s mother as a third party
7. I have 3 different building approvals called “special licence” dated 15/1/2002 what buildings are these for.
8. If the planning approval is not required by the State Administrative Tribunal in December 2005, why did the Shire advise Midland Court on 20/5/2005 that it was required? Why did the Shire fabricate evidence to support this requirement?
9. As stated under cross examination on 20/5/2005 in the Midland Court, there is a building licence for this property, Mr Stock asked why he is not allowed a copy?
10. Why did the Shire write to Mrs Stock on 22/11/2007 that she will deal directly with the Shire over Mr Michael Stock’s building activities, making Mrs Stock the sole applicant.

Response:

The CEO confirmed that Mr Stock's questions have been forwarded to the Shire's legal representatives.

Janine Varley:

Qsn: Ms Varley raised a concern that chicken manure is being spread on paddocks?

Response:

Ms Varley was advised that it is not illegal to spread chicken manure on any paddocks. No further action required.

Mr Jim Kelly

Qsn: Mr Kelly raised a concern that increases in flies infestation caused by chicken manure lying about for up to 8 weeks.

Response:

Currently there is no legislation to prevent chicken manure being stored on poultry farms. No further action required.

Mr Rob Buscumb

Qsn: Mr Buscumb asked about submissions for Community Grants for 'open toilets for public use, wayside signage.

Response:

CDO to action

Mr Malcolm Palmer

Qsn: Mr Palmer asked Cr Bantock that on 28/2/2018 at 7:25pm did you receive an email from him. He further questioned Cr Bantock and asked why did she not send to Cr Penn.

Response

Cr Bantock confirmed that Mr Palmer was advised of the correct email address for Cr Penn and that the emails were forwarded to the Shire for recording in line with Shire Policy 9.3.8. No further action required.

Qsn: Mr Palmer asked the President that at the Public Meeting December 2017 he raised a concern and not had feedback.

Response

The Public Meetings held are not minuted or attended by Shire staff. Shire staff will need to be advised of the concern raised by Mr Palmer during this meeting.

Action: CEO has written to Mr Palmer and requested information on the outstanding matter.

Mr Jim Kelly

Qsn: Mr Kelly asked where did the approval for fencing for Lot 100 Mogumber come from, how did you get approval?

Response:

Correspondence has been sent to Mr Kelly confirming that in relation to requests for information on planning/building applications etc for Ratepayers, an FOI application is required.

Qsn: Mr Kelly asked if electrical faults at Mogumber Tavern fixed.

Response:

CEO responded that the building has being inspected and cleared.

Mr Kelly was written to on 20 December 2017 and advised:

- *The Mogumber Tavern is not owned by the Shire, therefore the Shire cannot insist that the property owner make repairs to the actual building. This is the sole responsibility of the building owner.*
-

4 PUBLIC QUESTION TIME

Mr M Palmer

Mr Palmer confirmed receipt of correspondence from the CEO relating to his question raised during PQT on 28 March 2018 which read as follows:

With regards to the question that you posed at the March 2018 meeting of Council as follows:

Mr Palmer asked the President that at the Public Meeting December 2017 he raised a concern and not had feedback.

As will be noted in the Agenda for the April 2018 Meeting of Council:

The Public Meetings held are not minuted or attended by Shire staff. Shire staff will need to be advised of the concern raised by Mr Palmer during this meeting.

Could you therefore please contact me in writing and let me know your concerns so that they may be addressed.

Mr Palmer advised Council that he was not accepting the letter and that he was of the opinion that his concerns should have been raised with the CEO.

The President responded that he would not respond to any questions relating to individuals and that he would speak privately with Mr Palmer after PQT.

Mr Palmer went on to congratulate the Shire on receiving a grant for a Suicide Prevention Program and asked when it would commence.

Mr Palmer was informed that another meeting of the Suicide Prevention Committee would be held in the near future and that notification of actions would go out to the Community pending the outcome of this Committee Meeting.

Nolene Kaszanski

Ms Kaszanski asked when the Shire would be conducting repair work to the Behanging East Road which needs immediate attention following the failed resealing project of 2016.

Response

It was confirmed that the re-sealing of Behanging East Road would be put forward for the 2018/2019 budget however Council had to consider budget constraints.

Pat Wilson

Ms Wilson asked whether mowing of vacant land within the townsite of Bolgart could be conducted before it goes to seed.

Response

Ms Wilson was thanked for her suggestion and informed that this suggestion would be taken into consideration.

Malcolm Palmer

Mr Palmer requested that the item relating to the Shire obtaining an overdraft be put on hold and/or the Shire stop their spending.

Response

Mr Palmer was informed that a decision would be made later during today's meeting and that the overdraft would only be used as a necessity and that the community would be advised if the overdraft was going to have to be used.

Norma Waters

Ms Waters asked whether a continuation could be made to the footpath on Emmanuel Street (Bolgart) as families were currently having to walk on the road.

Response

It was confirmed that the continuation of the footpath on Emmanuel Street, Bolgart would be put forward for the 2018/2019 budget however Council had to consider budget constraints.

Michael Stock

Mr Stock posed a number of questions to Council which he had presented at the March meeting.

Mr Stock was advised by the CEO that this matter was in the hands of the Shires legal representatives and Mr Stock would be provided with a response to his questions via Registered Post.

Public question time was then closed.

5 APPLICATION FOR LEAVE OF ABSENCE AND DECLARATIONS OF INTEREST

Applications for Leave of Absence

Nil

Declarations of Interest

Cr P Bantock	Item P02/2018	Proximity
Cr P Bantock	Item F14/2018	Impartiality
Cr S Penn	Item F14/2018	Impartiality
Cr N Clarke	Item P03/2018	Impartiality
Cr N Clarke	Item F14/2018	Proximity

6 PETITIONS/DEPUTATIONS/PRESENTATIONS

Presentation – Snr Sgt Warren Conder Toodyay Police

Snr Sgt Conder spoke to those assembled about current crime statistic rates and their impact on our community. The Snr Sgt reminded community members to contact the Police if they have any information relating to crime.

RESOLUTION 52/2018

Moved: Cr J Corless-Crowther

Seconded: Cr N Clarke

That the Council break for afternoon tea.

MOTION PUT AND CARRIED:7/0

Meeting reconvened at 3.38pm.

7 CONFIRMATION OF MINUTES

7.1 Confirmation of Minutes (Ordinary Council Meeting) – 28 March 2018

RESOLUTION 53/2018

Moved: Cr N Clarke

Seconded: Cr J King

That the Minutes of the Ordinary Meeting held 28 March 2018 be confirmed as a true and correct record of proceedings subject to the inclusion of the following BAFM.

MOTION PUT AND CARRIED:7/0

7.2 Business Arising from Minutes

Cr P Bantock

Cr Bantock had a query which was posed to both herself and Cr Lovelock, but only included in the Minutes for Cr Lovelock.

Action: Question relating to the Mogumber Development to be included in the March meeting minutes.

8 MEMBERS QUESTIONS WITHOUT NOTICE

Cr A Broadhurst

Cr Broadhurst requested feedback on why an invoice from a ratepayer took 45 days to pay.

Action: CEO to liaise with Cr Broadhurst to ascertain creditor name and investigate, then advise Cr Broadhurst of outcome.

Cr S Penn

Cr Penn asked whether the finances (creditor payments) that were previously available to Electors in the Agenda, could be again be made available.

Cr Penn was advised that, due to fraudulent activities and false invoices being supplied to Councils using data contained within the creditors report, it was considered wise to withdraw the creditors listings from the Agenda. The creditors listing will be available from the Administration Centre in Calingiri should a resident/ratepayer wish to review. Councillors will obtain a full copy of the Creditors listing prior to the Council meetings for review.

Action: The acting Finance Manager will investigate what process other Shires undertake and advise Council.

9 PRESIDENT AND COUNCILLORS REPORTS

Cr D Lovelock

Cr Lovelock commented on correspondence he had received from the Field family to thank the Shire in relation to the naming of Field Road, Yerecoin.

Cr N Clarke

Cr Clarke gave a report on the Wheatbelt Conference held on 5 & 6 April in Jurien Bay which he attended with Cr Penn.

Cr Clarke found the conference very interesting and the presentation by Bob Urquhart inspiring. The whole conference is available on the Dandaragan Shires website. Cr Clarke commented that he felt the conference was very beneficial.

Cr S Penn

Cr Penn commented that she sat next to Shane Love MLA at the Wheatbelt Conference and took the opportunity to speak with him about solar power for the industrial blocks in Bolgart and the issues the Shire was facing with Western Power.

Cr Penn stated that Mr Love suggested the CEO write to him and request his support.

10 BUSINESS PAPER

- 10.1 Plant and Works
- 10.2 Finance
- 10.3 Administration
- 10.4 Planning

10.1 PLANT AND WORKS

All Plant and Works items are dealt with during the Works and Services meeting.

10.2 FINANCE

F09/2018 ACCOUNTS FOR PAYMENT

FILE REFERENCE	F1.8.4
REPORT DATE	20 March 2018
APPLICANT/PROPONANT	Nil
OFFICER DISCLOSURE OF INTEREST	Nil
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Ina Edwardson - Finance
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	Creditor and Payroll Payments for March 2018

PURPOSE OF REPORT

To present to Council the list of payments made for the month of March 2018.

BACKGROUND

As per Local Government (Finance) Regulations 13, each month Council is to be advised of all payments made from the municipal and trust bank accounts for the period since the last Council meeting.

COMMENT

Each month Council is to be advised of payments made during the preceding month; the amount, payee, date and reason for payment.

POLICY REQUIREMENTS

Policy 6.5.1 (b) and (c) refers:

The Chief Executive Officer and in their absence the Corporate Services Manager are authorised to allow all creditors to be paid according to their trading terms and for payments to be endorsed by Council after payment rather than approved by Council prior to payment.

All payments made prior to the meeting shall be presented to Council for endorsement or approval of payment.

LEGISLATIVE REQUIREMENTS

In accordance with Local Government (Finance) Regulations Item 13 the Chief Executive Officer is to provide a list of accounts paid from the Municipal fund or Trust

fund, a list of all accounts paid each month showing for each account paid:

- a. The Payee's Name
- b. The amount of the payment
- c. The date of the payment
- d. Sufficient information to identify the transaction

And that this list is to be presented to the Council at the next ordinary meeting of Council after the list is prepared.

STRATEGIC IMPLICATIONS

There are no known strategic implications related to this item.

Corporate Business Plan references and impacts:-

Strategy 4.3.1 "Maintain/retain full compliance with statutory obligations"

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

All payments are within the confines of Council's adopted budget.

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 54/2018

Moved: Cr P Bantock

Seconded: Cr J Corless-Crowther

That the payments made for the months of March 2018 from the Municipal Bank Account as per the attached listing amounting to \$445,975.93 be endorsed:

Creditor EFT Payments	\$286,751.27
Creditor Cheque Payments	\$ 12,451.35
Direct Debit Payments	\$ 31,564.29
Net Fortnightly Salaries & Wages EFT	\$112,809.02
Trust Payments	\$ 2,400.00
TOTAL	\$445,975.93

Motion Put and Carried: 7/0

F10/2018 BANK RECONCILIATION AND DEBTORS LISTING

FILE REFERENCE	F1.3.3
REPORT DATE	19 March 2018
APPLICANT/PROPONANT	Nil
OFFICER DISCLOSURE OF INTEREST	Nil
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Ina Edwardson - Finance
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	Bank Reconciliation and Debtors Listing

PURPOSE OF REPORT

That the following financial statements and reports for the month ended 31 March 2018 be received.

BACKGROUND

In accordance with the Local Government (Financial Management) Regulations 1996 Council is to prepare financial reports outlining the financial operations at the previous month end date.

Listed below is a compilation of the reports that will meet compliance. These are listed in Sections and the relevant regulations below.

Monthly Financial Statement reports

Section 6.4 of the Local Government Act and Regulation 34.1 of the Local Government (Financial Management) Regulations require a Local Government to prepare each month a statement of financial activity reporting on the sources and application of funds, as set out in the annual budget containing the following details:

- Annual budget estimates;
- Budget estimates to the end of the month to which the statement relates (known as Year-To-Date Budget);
- Actual amounts of expenditure and revenue to the end of the month to which the statement relates (known as Year-To-Date Actuals);
- Material variances between the comparatives of Budget vs Actuals;
- The net current assets (NCA) at the end of the month to which the statement relates.

Regulation 34.2 – Each statement of financial activity must be accompanied by documents containing:

- An explanation of the composition of the net current assets of the month to which it relates, less committed assets and restricted assets containing the following detail:
 - An explanation of each of the material variances;
 - Such other supporting information as is considered relevant by the Local Government.

Regulation 34.3 – The information in a statement of financial activity may be shown:

- According to nature and type classification
- By program; or
- By business unit

Each financial year a Local Government is to adopt a % value, calculation in accordance with AAS5, to be used in reporting material variances.

COMMENT

The Bank Reconciliation Report and Debtors Listing for March 2018 are presented to Council as follows.

POLICY REQUIREMENTS

Nil

LEGISLATIVE REQUIREMENTS

There are no known legislative requirements related to this item.

STRATEGIC IMPLICATIONS

There are no known strategic implications related to this item.

Corporate Business Plan references and impacts:-

Strategy 4.3.1 “Maintain/retain full compliance with statutory obligations”

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

There are no financial implications to Council in relation to this item.

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 55/2018

Moved: Cr P Bantock

Seconded: Cr N Clarke

That the following reports for the month ended 31 March be received:

- 1. Bank Reconciliation**
- 2. Debtors Listing**

Motion Put and Carried: 7/0

**Shire of Victoria Plains Debtors Listing
as at 31st March 2018**

Debtor No	30/11/2017 90 Days	30/12/2017 60 Days	29/01/2018 30 Days	28/02/2018 Current	Total Comments
16	\$0.00	\$5.50	\$0.00	\$0.00	\$5.50
305	\$0.00	\$0.00	\$66.00	\$0.00	\$66.00
307	\$0.00	\$594.15	\$0.00	\$0.00	\$594.15
44	\$1,184.20	\$0.00	\$0.00	\$0.00	\$1,184.20 Statement Sent
504	\$0.00	\$0.00	\$0.00	\$33.00	\$33.00
509	-\$16.50	\$0.00	\$0.00	\$49.50	\$33.00
527	\$0.00	\$0.00	\$0.00	\$139.80	\$139.80
528	\$0.00	-\$0.02	\$0.00	\$0.00	-\$0.02
536	\$0.00	\$0.00	\$2,033.45	\$0.00	\$2,033.45
539	\$0.00	\$0.00	\$220.00	\$0.00	\$220.00
540	\$0.00	\$0.00	\$0.00	\$66.00	\$66.00
7	\$181.76	\$0.00	\$0.00	\$0.00	\$181.76
	\$1,349.46	\$599.63	\$2,319.45	\$288.30	\$4,556.84

**F11/2018 MONTHLY FINANCIAL STATEMENTS – FEBRUARY 2018 AND
MARCH 2018**

FILE REFERENCE	
REPORT DATE	13 April 2018
APPLICANT/PROPONANT	Nil
OFFICER DISCLOSURE OF INTEREST	Nil
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Bob Waddell – Finance Ina Edwardson – Finance Manager
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	F11a Monthly Financial Statements February 18 F11b Monthly Financial Statements March 18

SUMMARY

The financial statements for the period ending 28 February 2018 and 31 March 2018 are presented for the Council review. See Attachments F11a and F11b.

BACKGROUND

Section 6.4 of the Local Government Act 1995 requires a Local Government to prepare financial reports.

The Local Government (Financial Management) Regulations 34 & 35 set out the form and content of the financial reports which have been prepared for the periods as above and are presented to Council for approval.

COMMENT

In order to fulfil statutory reporting requirements, and to provide the Council with a synopsis of the Shire's overall financial performance on a year to date basis, the following reports are attached:

- Statements of Financial Activity – Statutory Reports by Program and Nature or Type

The Statements of Financial Activity provide the details of the Shire's operating revenues and expenditures on a year to date basis. The reports further include details of non-cash adjustments and capital revenues and expenditures, to identify the Shire's net current position; which reconciles with that reflected in the associated Net Current Position note (Note 3).

- Capital Acquisitions

This report provides year to date budget performance in respect of the following capital expenditure activities and their funding sources. Individual project information can be found at Note 13.

- Note 1 – Significant Accounting Policies

This note provides details of the accounting policies relating to the Shire's accounts.

- Note 2 – Explanation of Material Variances

This note explains the reasons for any material variances identified in the Statements of Financial Activity at the end of the reporting period.

Note: It is part of the Annual Budget Review for Council to adopt a material reporting threshold of 5% or \$5,000

- Note 3 – Net Current Funding Position – Statutory Requirement

This note provides details of the composition of the net current asset position on a year to date basis and reconciles with the closing funding position as per the Statement of Financial Activity.

- Note 4 – Cash and Investments

This note provides to Council with the details of the actual amounts in the Shire's bank accounts and/or Investment accounts as at reporting date.

- Note 5 – Budget Amendments

This note provides council with a list of all budget amendments to date.

- Note 6 – Receivables

This note provides Council with the sundry debtors outstanding as at reporting date.

- Note 7 – Cash Backed Reserves

This note provides summary details of transfers to and from reserve funds, and associated interest earnings on reserve funds, on a year to date basis.

- Note 8 – Disposal of Assets

This note provides Council with the net proceeds and profit (loss) on the disposal of capital assets.

- Note 9 – Rating Information

This note provides details of rates levied during the year.

- Note 10 – Information on Borrowings

This note shows the Shire's current debt position and lists all borrowings.

- Note 11 – Grants and Contributions

This note provides Council with the grants and contributions received on a year to date basis.

- Note 12 – Trust Funds

This note shows the balance of funds held by the Shire in its Trust Fund on behalf of another person/entity.

- Note13 – Capital Acquisitions

This note details the capital expenditure program for the year.

RISK IMPLICATIONS

Timely preparation of the monthly financial statements within statutory guidelines is vital to good financial management. Failure to submit compliant reports within statutory time limits will lead to non-compliance with the Local Government act and Financial management regulations.

POLICY IMPLICATIONS

Currently being reviewed.

STATUTORY IMPLICATIONS

Council is required to adopt monthly finance reports to comply with Reg 34(1) of the Local Government (Financial Management) Regulations 1996. These reports and processes are compliant.

STRATEGIC IMPLICATIONS

Nil

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 56/2018

Moved: Cr P Bantock

Seconded: Cr A Broadhurst

That Council by Simple Majority, pursuant to Regulation 34(1) of the Local Government (Financial Management) Regulations 1996 receives the Statutory Financial Activity Statements reports for the period ending:

- 1. 28 February 2018; and**
- 2. 31 March 2018**

Motion Put and Carried: 7/0

F12/2018 BUDGET REVIEW 2018

FILE REFERENCE	
REPORT DATE	18 April 2018
APPLICANT/PROPONANT	None
OFFICER DISCLOSURE OF INTEREST	Nil
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Bob Waddell
AUTHORISED BY	Glenda Teede
ATTACHMENTS	F12/2018 - Shire of Victoria Plains Budget Review for the Year Ended 30 June 2018

PURPOSE OF REPORT

Council is requested to consider the adoption of the Shire's 2017/18 Budget Review.

BACKGROUND

The Budget review has been based on the Shire's 31 March 2018 actual financial balances and was completed 13 April 2018.

COMMENT

In preparing the attached forecast statements, the budget review examined all aspects of the Shire's income and expenditure.

The review includes all of Council's Operations, Capital Programs, Grant Funding and Other Revenue anticipated to be received prior to the 30th June 2018. Also considered is the change in opening funds available for 2017/18 following the audit of the Shire's annual financial statements. The variance between the opening funds contained in the adopted 2017/18 annual budget and the 2016/17 annual financial statements was a reduction in available cash for 2017/18 of \$164,593.

The outcome of the review is a forecast deficit of \$54,491 as at 30 June 2018. Various factors, including the opening position deficit of \$164,593, have resulted in the budget review statements prepared for Council resulting in this forecast closing position of \$54,491.

Details of the significant activity identified during the budget review process has been prepared and will be supplied to Council at the workshop being held prior to the ordinary Council meeting. Some further work is being done in preparation for this meeting which will hopefully provide council with some solutions to the current deficit being reported in the budget review statements.

CONSULTATION

The CEO, Works and Services Manager and Finance Manager were consulted as part of the process. This review included an analysis of the year to date levels of expenditure and income in comparison to the original budget allocations.

POLICY REQUIREMENTS

Nil

LEGISLATIVE REQUIREMENTS

Regulation 33A of the Local Government (Financial Management) Regulation 1996 – Review of budget requires;

- (1) Between 1 January and 31 March in each financial year a local government is to carry out a review of it's annual budget for that year.
- (2) The review of an annual budget for a financial year must
 - a. consider the local government's financial performance in the period beginning 1 July and ending no earlier than 31 December in that financial years; and
 - b. consider the local government's financial position as at the date of the review; and
 - c. review the outcomes for the end of that financial year that are forecast in the budget.
- (3) A council is to consider a review submitted to it and is to determine *whether or not to adopt the review, any parts of the review or any recommendations are made in the review. **Absolute majority required.*
- (4) Within 30 Days after a council has made a determination, a copy of the review and determination is to be provided to the Department

STRATEGIC IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The financial implications are detailed in the budget review documents. At the time of the review the forecast 2017-18 budget deficit is \$54,491.

VOTING REQUIREMENTS

Absolute Majority Required: Yes

OFFICER RECOMMENDATION

That Council:

- 1. Receives the 2017-18 Budget Review**
- 2. Approve the 30 June 2018 Forecast as the amended Budget for the 2017-18 as per attachment "Shire of Victoria Plains Budget Review for the Year Ended 30 June 2018.**

AMENDED

Moved: Cr P Bantock

Seconded: Cr J Corless-Crowther

That Council:

- 1. Receives the 2017-18 Budget Review with the inclusion of an extra \$20,000 income from the grader sale; and**
- 2. Approve the 30 June 2018 Forecast as the amended Budget for the 2017-18 as per attachment "Shire of Victoria Plains Budget Review for the Year Ended 30 June 2018.**

Motion Put and Carried: 7/0

The amendment then became the resolution.

RESOLUTION 57/2018

Moved: Cr P Bantock

Seconded: Cr J Corless-Crowther

That Council:

- 1. Receives the 2017-18 Budget Review with the inclusion of an extra \$20,000 income from the grader sale; and**
- 2. Approve the 30 June 2018 Forecast as the amended Budget for the 2017-18 as per attachment “Shire of Victoria Plains Budget Review for the Year Ended 30 June 2018”.**

Motion Put and Carried: 7/0

F13/2018 PROPOSED OVERDRAFT AND UNBUDGETED EXPENDITURE

FILE REFERENCE	F1.7.1
REPORT DATE	11 April 2018
APPLICANT/PROPONANT	None
OFFICER DISCLOSURE OF INTEREST	None
PREVIOUS MEETING REFERENCES	F08/2018 – 28 March 2018
PREPARED BY	Niel Mitchell, Governance
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	
<i>Attachment</i>	<i>None</i>

PURPOSE OF REPORT

To authorise the establishment of a \$300,000 bank overdraft facility for the Shire.

BACKGROUND

The initial work on the Budget Review has revealed a significant deficit for the 2017/2018 year, which requires immediate attention.

Subsequently, the Budget review undertaken has resulted in proposals being put to Council for approval that would result in a near balanced budget for the 2017/2018 year.

COMMENT

Follow up work was undertaken by Bob Waddell & Associates, taking the information from the initial work, and following detailed consideration of information, integrating it into the Budget workings, for the detailed report presented to Council to authorise Budget amendments.

Two avenues of borrowings are possible –

- a) loans to cover the initial costs for the construction of the Aged units in Calingiri and Bolgart
- b) overdraft facility should this be required to be drawn upon at some time.

Although the detailed review indicates a near balanced budget, it is proposed that the overdraft facility be established, and utilised only to cover any cash flow issues.

In discussion with Mr Waddell, he indicated that the establishment of an overdraft facility is a common practice to ensure that invoices and financial commitments of Council can be met in a timely manner. It is often unused, but held in order to even out cash flow issues if required.

Aged units – Calingiri and Bolgart

As advised to the Council meeting on 28 March 2018, the \$200,000 contribution for the construction of the Aged Person Units in Calingiri and Bolgart is likely to be called on before the end of May 2018. This contribution was agreed to by Council in a Memorandum of Agreement presented to the Council meeting held 18 February 2015 (Item A6 – AROC MOU) which advises –

Victoria Plains joined AROC without a buy in and has become a valued member we are participating in the Aged Friendly Communities Strategy project, have

received \$900,000 from the regional component of Royalties for Regions CLGF to build 2 aged persons units in both Calingiri and Bolgart and supports the Infrastructure Trust concept although we do not have a project at this point in time.

Membership of AROC strengthens our ties to the shires of Toodyay, Goomalling and Chittering as resolved during amalgamation discussions. There is nothing in the MOU that raises any issues for us as a member.

The Minutes record that –

FINANCIAL IMPLICATIONS:

Any cash commitment from the shire is proposed to be included in the 2015-2016 budget.

Council resolved –

Resolution 29/2015

Cr Rive Cr Young

1. That the shire of Victoria Plains Council supports its membership of AROC and endorses the draft MOU; and

2. The Victoria Plains Shire President and CEO are authorised to sign the MOU.

Motion Put & Carried 6/0

The amount of the cash commitment or purpose is unspecified. The authorisation of the 2015-2016 Budget, if any, would have expired 30 June 2016, and would have needed to be reauthorised by inclusion in each subsequent annual Budget.

The Financial Assistance Agreement was then signed by the then CEO in March 2015.

Overdraft facility costs

Indicative quotes have been requested from several banks, however, only one has responded at this time. Details of rates, establishment costs and conditions etc will be presented at the meeting. If the overdraft facility is approved by Council, further enquiries will be made and arrangements will be finalised with the best outcome.

The establishment cost is a one off cost for the preparation of documentation etc, and interest charges apply only if the overdraft is used.

Procedure

As no borrowings were disclosed in the Budget, compliance with the Local Government Act s.6.20(2) is required –

- proposal to be resolved by absolute majority
- intention advertised

As the additional \$200,000 contribution for the Aged Units was not disclosed in Budget, approval for unbudgeted expenditure is also required, by absolute majority, in accordance with the Local Government Act s.6.8(1)(b).

POLICY REQUIREMENTS

None

LEGISLATIVE REQUIREMENTS

Local Government Act 1995 –

6.8 – Expenditure from municipal fund not included in annual budget

- (1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
- (a) is incurred in a financial year before the adoption of the annual budget by the local government; or
 - (b) is authorised in advance by resolution*; or
 - (c) is authorised in advance by the mayor or president in an emergency.

* *Absolute majority required.*

6.20 – Power to borrow

- (1) Subject to this Act, a local government may —
- (a) borrow or re-borrow money; or
 - (b) obtain credit; or
 - (c) arrange for financial accommodation to be extended to the local government in ways additional to or other than borrowing money or obtaining credit, to enable the local government to perform the functions and exercise the powers conferred on it under this Act or any other written law.
- (2) Where, in any financial year, a local government proposes to exercise a power under subsection (1) (power to borrow) and details of that proposal have not been included in the annual budget for that financial year —
- (a) unless the proposal is of a prescribed kind, the local government must give one month's local public notice of the proposal; and
 - (b) the resolution to exercise that power is to be by absolute majority.
- (3) Where a local government has exercised a power to borrow and —
- (a) it does not wish to proceed with the performance of the function or the exercise of the power for which the power to borrow was exercised; or
 - (b) after having completed the performance of the function or the exercise of the power for which the power to borrow was exercised, any part of the money borrowed, credit obtained or financial accommodation arranged has not been expended or utilized, the local government may resolve* to expend the money or utilize the credit or financial accommodation for another purpose if one month's local public notice is given of the proposed change of purpose.

* *Absolute majority required.*

STRATEGIC IMPLICATIONS

Strategic Community Plan adopted 28 March 2018 –

5.	Civic leadership – to better allocate scarce resources and effectively interact with the community
5.4	Measures to improve organisational efficiency

FINANCIAL IMPLICATIONS

1. Cost of establishment of overdraft
2. Cost of overdraft interest if the facility is required to be used
3. Cost of contracted commitment to the Aged units as per signed Financial Assistance Agreement

VOTING REQUIREMENTS

Absolute Majority Required: Yes

STAFF RECOMMENDATION

Moved: Cr P Bantock

Seconded: Cr J King

That Council –

1. Authorise the establishment of a bank overdraft facility with a limit of \$300,000;
2. Give one month local public notice of the Shire's intent to establish the proposed overdraft facility.

AMENDMENT

Moved: Cr S Penn

Seconded: Cr N Clarke

That Council –

1. Authorise the establishment of a bank overdraft facility with a limit of \$300,000 with the permanent CEO only authorised to utilise; and
2. Give one month local public notice of the Shire's intent to establish the proposed overdraft facility.

The amendment then became the motion.

RESOLUTION 58/2018

Moved: Cr S Penn

Seconded: Cr N Clarke

That Council –

1. Authorise the establishment of a bank overdraft facility with a limit of \$300,000 with the permanent CEO only authorised to utilise; and
2. Give one month local public notice of the Shire's intent to establish the proposed overdraft facility.

Motion Put and Carried: 7/0

VOTING REQUIREMENTS

Absolute Majority Required: Yes

RESOLUTION 59/2018

Moved: Cr N Clarke

Seconded: Cr P Bantock

That Council authorise unbudgeted expenditure of \$200,000 being the Shire of Victoria Plains contribution to the construction of the Calingiri and Bolgart Aged Units in accordance with the Financial Assistance Agreement.

Motion Put and Carried: 7/0

Cr Bantock asked why the unbudgeted expenditure needed to be approved now. The CEO advised that even though it is not anticipated that the Shire of Toodyay will request payment of the SOVP contribution this financial year, they (potentially) could request the \$200,000 at any time.

The CEO advised that we can put the monies that we have already spent into the bucket (for reimbursement by the Shire of Toodyay) also. So the \$120,000 we have spent so far, can be invoiced as well.

F14/2018 COMMUNITY REQUEST SUBMISSIONS 2018-19 ANNUAL BUDGET

FILE REFERENCE	F1.11.2
REPORT DATE	11 April 2018
APPLICANT/PROPONANT	Nil
OFFICER DISCLOSURE OF INTEREST	Nil
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Carmody Glass – Community Development & Grants Officer
AUTHORISED BY 13/04/2018	Glenda Teede – Chief Executive Officer
Attached under separate cover	Community Request Submission Forms

PURPOSE OF REPORT

To determine the Community Requests submissions received which are to be included in the final 2018-19 Annual Budget.

BACKGROUND

Community Request submissions were required to be lodged with the Community Development & Grants Officer by the 4th April 2018. Council is required to adopt an annual budget each year prior to the 31st August.

COMMENT

To assist in this process, the list of Community Request submissions received is provided so that Council can consider and determine the Community Requests submissions received which are to be included in the final 2018-19 Annual Budget.

POLICY REQUIREMENTS

6.5.3 Financial Assistance – Community Bodies

The following procedure shall apply for all community bodies seeking Council funding support for projects in any financial year;

- i. Application shall be made not later than 31st March in the year preceding the commencement of the following financial year i.e. 1st July to 30th June,
- ii. Applications must include full details of the proposal and include accurate assessments of cost and the anticipated outcomes,
- iii. Applications must include details of the organisations contribution in cash and in kind to the project and the amount sought from Council,
- iv. Applications must be accompanied by an up to date statement of the financial position of the organization and usage of any facility to be upgraded including the average annual amount of fees received in the preceding 3 years,
- v. Works cannot be commenced in anticipation of a shire subsidy being provided without the approval of Council to commence prior to funding consideration,
- vi. Council will consider all applications received and allocate budget funding of up to a total of \$50,000 per annum on a priority basis,
- vii. Funding provided will in normal circumstances not exceed two-thirds (2/3) of the total cost of the project however projects to rectify items that are a safety hazard to users of the facility may be 100% funded. The (1/3) contribution, where required, from the community body may include in kind works allocated on the following basis; unskilled labour is calculated at \$25 per hour and skilled labour (qualified trades people) at \$40 per hour,

- viii. Council is under no obligation to fund or subsidise any project and each application will be considered on its merits,
- ix. Where a funded project is not commenced during the financial year that funding is allocated a new application must be made for the next year or funding will be deemed to have lapsed. Unspent Funding is not automatically rolled forward. Any groups that regularly have unspent funds may not be considered for future funding rounds,
- x. The shires Community Development Officer must be consulted as a part of the application process.

Community Budget Submissions 2018/2019: The Community Request submissions received by 3rd April 2018 for consideration for inclusion in the 2018-19 Annual Budget are as follows:

Community Group	Shire Funds Requested	Group Cash Contribution	Group In-Kind Contribution	Other Funding/ Sponsorship	Total Project Cost
Bolgart CWA	\$3,316.20	\$0	\$0	\$0	\$3,316.20
Bolgart Progress Assoc	\$10,000	\$3,750	\$0	\$0	\$13,750
Bolgart Progress Assoc	\$2,000	\$635	\$0	\$0	\$2,635
Calingiri Progress Assoc.	\$1,500	\$500	\$350	\$0	\$2,350
Gillingarra Sport & Rec. Club	\$16,265	\$0	\$17,780	\$0	\$34,045
Mogumber & D. Progress	\$5,000	\$1,726.50	\$1,000	\$0	\$7,726.50
Yerecoin Golf Club	\$4,000	\$0	\$2,000	\$4,000	\$10,000
Yerecoin P&C	\$1,500	\$4,000	\$0	\$4,000	\$9,500
Yerecoin Tennis Club	\$16,500+	\$15,000	5,500	\$35,000 (confirmed) & GSRFF \$20,930 + T.W.C Rebate \$12,690 (pending)	\$105,930
	\$63,581.20	\$25,611.50	\$26,630	\$76,620	\$189,252.70

Please note: Detailed submissions are provided under separate cover.
There is \$13,581.20 exceeding the budget of \$50,000

STAFF RECOMMENDATION

(Carmody Glass – Community Development & Grants Officer)

That Council consider and approve some or all of the applications for the Community Budget Submissions in the final 2018/19 annual budget.

LEGISLATIVE REQUIREMENTS

There are no known legislative requirements related to this item.

STRATEGIC IMPLICATIONS

Corporate Business Plan references and impacts:

- Strategy 2.3.3 Support the development and maintenance of community facilities in the Shire.

- Engagement with community associations, consideration of projects and pursuing opportunities for funding.

SUSTAINABILITY IMPLICATIONS

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

Council will consider all applications received and allocate budget funding of up to a total of \$50,000 per annum on a priority basis.

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 60/2018

Moved: Cr D Lovelock

Seconded: Cr P Bantock

That Council consider the following Community Request submissions for inclusion in the final 2018-19 Annual Budget:-

Motion Put and Carried: 7/0

Community Group	Shire Funds Requested	Group Cash Contribution	Group In-Kind Contribution	Other Funding/ Sponsorship	Total Project Cost
Bolgart CWA	\$3,316.20	\$0	\$0	\$0	\$3,316.20
Bolgart Progress Assoc	\$10,000	\$3,750	\$0	\$0	\$13,750
Bolgart Progress Assoc	\$2,000	\$635	\$0	\$0	\$2,635
Calingiri Progress Assoc.	\$1,500	\$500	\$350	\$0	\$2,350
Gillingarra Sport & Rec. Club	\$16,265	\$0	\$17,780	\$0	\$34,045
Mogumber & D. Progress	\$5,000	\$1,726.50	\$1,000	\$0	\$7,726.50
Yerecoin Golf Club	\$4,000	\$0	\$2,000	\$4,000	\$10,000
Yerecoin P&C	\$1,500	\$4,000	\$0	\$4,000	\$9,500
Yerecoin Tennis Club	\$16,500+	\$15,000	5,500	\$35,000 (confirmed) & GSRFF \$20,930 + T.W.C Rebate \$12,690 (pending)	\$105,930
	\$63,581.20	\$25,611.50	\$26,630	\$76,620	\$189,252.70

RESOLUTION 61/2018

Moved: Cr J Corless-Crowther

Seconded: Cr A Broadhurst

That Council approve the following Community Request submissions for inclusion in the final 2018-19 Annual Budget:-

Motion Put and Carried: 7/0

Community Group	Shire Funds Requested	Shire Funds Approved	Project
Bolgart CWA	\$3,316.20	\$3,316.20	Barrier Doors, Blinds, Awnings, Installation – CWA Building
Bolgart Progress Assoc	\$10,000	\$10,000	Roof structure, limestone wall and brick paving for the kitchen entrance to the Bolgart Hall
Bolgart Progress Assoc	\$2,000	\$2,000	4500lt poly tank and information board

Calingiri Progress Assoc.	\$1,500	\$1,500	Calingiri Community Noticeboards
Gillingarra Sport & Rec. Club (part 1)	\$16,265	\$2,750	John Curtin Weekend
Gillingarra Sport & Rec. Club (Part 2)		\$5,000	Funds to be kept in Trust for legal fees associated with the establishment of a 'peppercorn' lease for Shire owned land which the Gillingarra Community Church is built on
Mogumber & D. Progress	\$5,000	\$5,000	Meeting room/kitchen air conditioner and verandah lighting at Mogumber Hall
Yerecoin Golf Club	\$4,000	0	Club house painting
Yerecoin P&C	\$1,500	\$1,500	Yerecoin school camp 2019
Yerecoin Tennis Club	\$16,500+	\$18,800	Yerecoin Tennis court re-surfacing
	\$63,581.20	\$49,866.20	

Cr N Clarke left the meeting at 5.03pm.

RESOLUTION 62/2018

Moved: Cr P Bantock

Seconded: Cr A Broadhurst

That Council:

- a) **Request the CEO investigate leasing the land to the Gillingarra Sports & Recreation Club for a maximum term; and that**
- b) **Approve the Shire cover costs associated with the establishment costs of the lease, which are estimated at up to \$5,000 and use funds from the Community Budget Submission.**

Motion Put and Carried: 6/0

Meeting adjourned at 5.06pm.

Cr P Bantock left the meeting at 5.06pm.

Cr N Clarke returned to the meeting at 5.08pm.

Meeting reconvened at 5.09pm.

10.4 PLANNING

P02/2018 LOT 100 MOGUMBER TOWNSITE – FUTURE ROAD RESERVE

FILE REFERENCE	Butler Street
REPORT DATE	9 April 2018
APPLICANT/PROPONANT	Shire of Victoria Plains
OFFICER DISCLOSURE OF INTEREST	None
PREVIOUS MEETING REFERENCES	A26/2016 of 19 July 2016
PREPARED BY	Niel Mitchell, Governance
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	
Attachment 1	Plan 2960 (12 June 2014)
Attachment 2	Certificate of Title Lot 100 (23 March 2018)
Attachment 3	Google overhead image (23 March 2018)
Attachment 4	Google ground level image (23 March 2018)

PURPOSE OF REPORT

To confirm intention of Council to have Lot 100, Mogumber vested as a road reserve.

BACKGROUND

This lot has been the subject of much discussion over the past few years. On 19 July 2016, Council resolved –

That the CEO contacts the Department of Lands to commence the process for the dedication of Lot 100 Mogumber into a road reserve.

COMMENT

The file for Lot 100 Mogumber, indicates very little –

- copy of a letter from May 1998 requesting sealing of gravel sections of Butler and Lanigan Streets
- copy of a letter from December 2006 regarding a fence across butler St
- Certificate of Title and Plan 2960 from June 2014
- email correspondence between the then CEO and Castledine Gregory, Lawyers of June 2014
- extract of Minutes of 20 July 2016

Lot 100 Mogumber is unusual, in that it was clearly intended as a road reserve, as can be seen from Attachment 1. However, title searches in 2014 and 2018 both indicate that the lot is unallocated Crown land, currently without vesting, and therefore not under Council's control or management.

From the 2018 copy of the Certificate of Title, it is clear that no action has been taken to have a road reserve created under Council's management.

The following matters are drawn to Council's attention –

1. Road responsibilities – constructed portions

By constructing a thoroughfare on the northern leg of Butler St and the western leg of Lanigan St, Council has effectively created a responsibility for maintenance etc of these two sections, now being public thoroughfares. Such action, while on

land for which Council does not have the vesting or management, is a very common circumstance around the State. It is understood that the responsibility is for the constructed, not for the full width of the Lot.

2. Road responsibilities – unmade sections

The construction of the northern and western legs of Lot 100 Mogumber does not imply an obligation to construct the unmade sections, as these remain unimproved Crown land. Vesting of Lot 100 Mogumber as a road reserve, also does not imply an obligation to construct a road.

This is supported by the email correspondence with Castledine Gregory Lawyers.

Vesting of Lot 100 Mogumber as a road reserve gives Council the legal capacity to control and manage what is on the land and how it is used.

It is Council's discretion whether or not ratepayer funds should be utilised.

No estimate has been made for the construction of the southern section, which is approx. 335 metres long.

3. Road responsibilities – connecting roads

Intersections have been constructed with the Bindoon-Moora Road and the Mogumber-Yarawindah Road.

Some mapping implies that the southern leg of Lot 100 Mogumber connects with a road running from the Bindoon-Moora Road eastwards to a farm house, see Attachment 3. However, the Local Planning Scheme mapping does not support this. Accordingly, there is no southern access to Lot 100 Mogumber, which must therefore be considered to be a cul-de-sac, unless shown otherwise.

Advice has been received from Main Roads WA, that access from the lots adjoining the Bindoon-Moora Road direct to that road, will not be permitted. Accordingly, at some point Lot 100 Mogumber will have to become a public thoroughfare.

4. Obstructions in roads

Because Lot 100 Mogumber remains State land, and therefore under the control of the Dept of Lands, Council currently has no legal capacity to require that the fences and materials at the rear of the Mogumber Tavern, as shown in Attachment 4, be removed. If Lot 100 Mogumber is vested in the future with the Shire, Council will then have the capacity to either –

- issue a notice to the adjoining owner/occupier to remove the fence, or
- to licence the use of the land, and the gates/fences across it.

If a thoroughfare had been constructed or was in general public use, an offence is likely to have been created by placing the obstruction. The Regulations refer to a public thoroughfare, not to a road reserve or unallocated Crown land.

It is considered that at this point in time, no offence has been created that Council could act on.

The Uniform Local Provisions Regulations 1996 states –

6. *Obstruction of public thoroughfare by things placed and left* — Sch. 9.1 cl. 3(1)(a)

(1) *A person must not, without lawful authority, place on a public thoroughfare anything that obstructs it.*

Penalty: a fine of \$5 000 and a daily penalty of \$500 for each day during which the obstruction continues.

(2) *A person may apply to the local government for permission to place on a specified part of public thoroughfare one or more specified things that may obstruct the public thoroughfare.*

The Regulations continue with various requirements around approval, application and variation of conditions, the licensee's responsibilities and public liability, offences, and actions that may be taken to remediate unauthorised activity after a notice is issued etc.

The Regulation is supported by the Local Government Act s.3.25 and 3.26, and by Sch. 3.1, enabling Council to carry out the works required in a notice if no action taken within the time specified, and to recover all associated costs.

Given that there has been interest in developing adjoining land, should Council confirm their wish for Lot 100 Mogumber to be vested as a road reserve, issue of a notice to remove the fence and materials may need to be considered.

5. Adverse possession

It would appear from the correspondence that Lot 100 Mogumber has had a fence across it and materials stored on the Lot at various times since at least 2006, and in its current arrangement since prior to March 2014.

Adverse possession is a little known and rarely used legal principle where a neighbour is able to acquire land from an adjoining owner through having used or fenced a portion of their land, for an unchallenged period of 12 years. It is usually only able to be exercised if improvements on the claimed land are indivisible and are unable to be relocated.

Adverse possession over Crown land is not available.

The Land Administration Act 1997 governs the process of vesting of land for the purpose of a road reserve, responsibilities and obligations etc.

Due to the very limited information available, Council is requested to confirm or resolve on a number of actions.

POLICY REQUIREMENTS

None

LEGISLATIVE REQUIREMENTS

Land Administration Act 1997 –

- s.56 – vesting of land for road reserve – resolution and process etc

Local Government Act 1995 –

- s.3.25 – power to issue notice in relation to land to owner or occupier
- s.3.26 – additional powers to prosecute, recover all costs etc

- Sch.3.1 Div.2 items 1 & 1A – things for which a notice may be issued, including obstructions, gates etc.

Local Government (Uniform Local Provisions) Regulations 1996

- r.6 – obstruction of public thoroughfare by things placed and left

STRATEGIC IMPLICATIONS

Strategic Community Plan adopted 28 March 2018 –

2.	Economic – to improve and add to local economic development and activity
	No specific strategy from community consultation

FINANCIAL IMPLICATIONS

Possible request for Council to construct the southern section of Lot 100.

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 63/2018

Moved: Cr N Clarke

Seconded: Cr J King

That application be made to the Minister for Lands under the Land Administration Act 1997 s.56 for the whole of Lot 100 to be vested as a road reserve.

Motion Put and Carried: 6/0

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 64/2018

Moved: Cr A Broadhurst

Seconded: Cr J Corless-Crowther

That once vesting is made, application be made to Geographic Names Committee of the Dept of Planning, Lands and Heritage for allocation of the following names –

the whole of the north-south axis of Lot 100 to be known as Butler Street; and the whole of the east-west axis of Lot 100 to be known as Lanigan Street.

Motion Put and Carried: 6/0

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 65/2018

Moved: Cr J Corless-Crowther

Seconded: Cr N Clarke

That once the processes are complete, Main Roads be informed of – the vesting of Lot 100 as a road reserve; the naming of the road reserves; and the need to update the road asset database.

Motion Put and Carried: 6/0

VOTING REQUIREMENTS

Absolute Majority Required: No

RESOLUTION 66/2018

Moved: Cr A Broadhurst

Seconded: Cr J Corless-Crowther

That once Lot 100 is vested in the Shire as a road reserve, the CEO provide a further report to Council on any obstructions or materials that may be stored on the future road reserve at that time, for authorisation of any action requiring removal.

Motion Put and Carried: 6/0

VOTING REQUIREMENTS

Absolute Majority Required: No

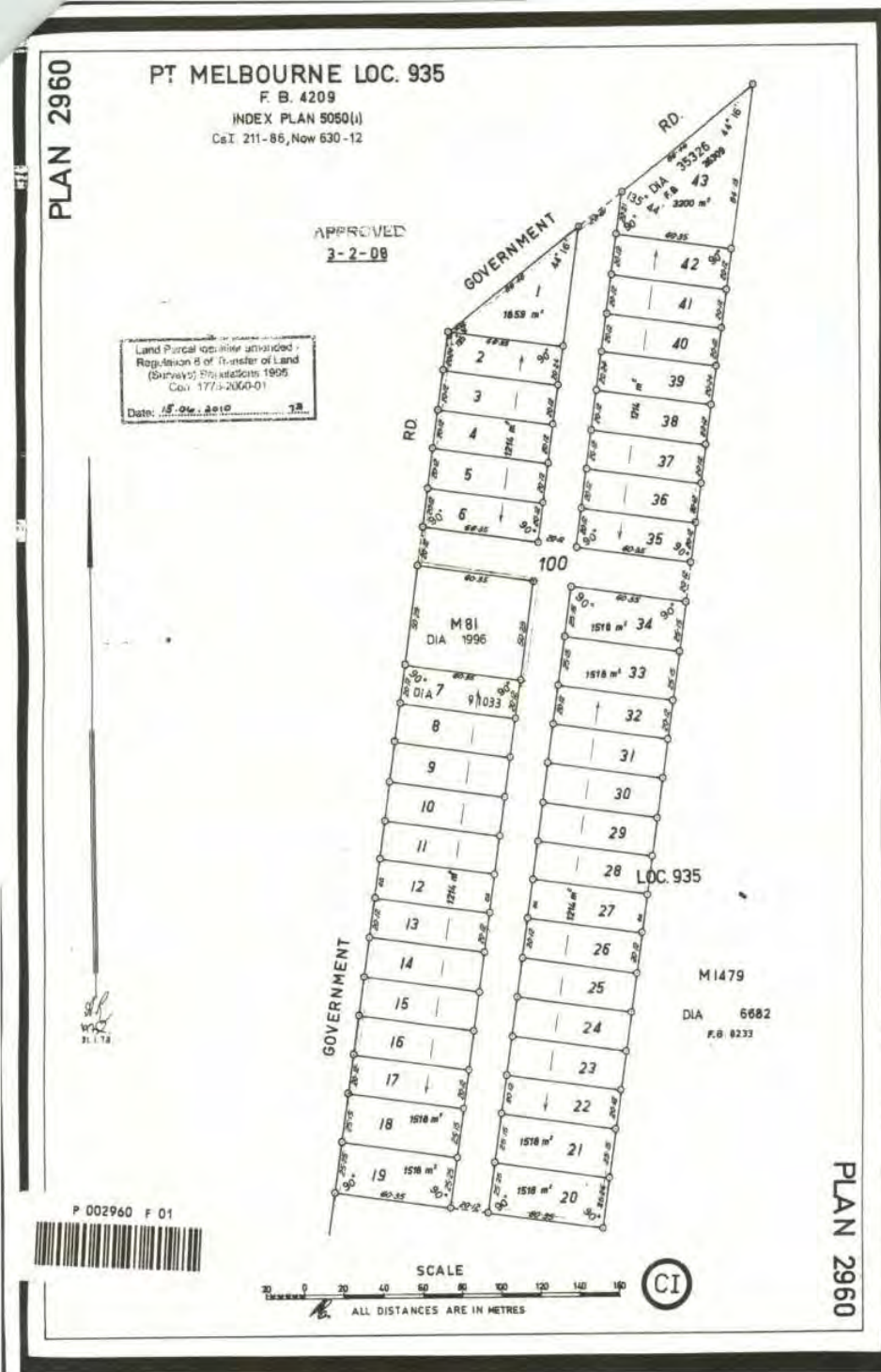
RESOLUTION 67/2018

Moved: Cr J King

Seconded: Cr J Corless-Crowther

That all adjoining owners or occupiers be advised of Council's intentions for Lot 100 – to be vested in the Shire of Victoria Plains as a road reserve; and once vested, obstructions (fences, gates etc) and materials stored will require approval of Council.

Motion Put and Carried: 6/0



LANDGATE COPY OF ORIGINAL NOT TO SCALE Thu Jun 12 11:36:13 2014 JOB 44900513



WESTERN



AUSTRALIA

REGISTER NUMBER 100/P2960	
DUPLICATE EDITION N/A	DATE DUPLICATE ISSUED N/A

RECORD OF CERTIFICATE OF TITLE
UNDER THE TRANSFER OF LAND ACT 1893

VOLUME **2754** FOLIO **1000**

The person described in the first schedule is the registered proprietor of an estate in fee simple in the land described below subject to the reservations, conditions and depth limit contained in the original grant (if a grant issued) and to the limitations, interests, encumbrances and notifications shown in the second schedule.

REGISTRAR OF TITLES



LAND DESCRIPTION:

LOT 100 ON PLAN 2960

REGISTERED PROPRIETOR:
(FIRST SCHEDULE)

STATE OF WESTERN AUSTRALIA

(XA L375406) REGISTERED 15/7/2010

LIMITATIONS, INTERESTS, ENCUMBRANCES AND NOTIFICATIONS:
(SECOND SCHEDULE)

Warning: A current search of the sketch of the land should be obtained where detail of position, dimensions or area of the lot is required.
* Any entries preceded by an asterisk may not appear on the current edition of the duplicate certificate of title.
Lot as described in the land description may be a lot or location.

-----END OF CERTIFICATE OF TITLE-----

STATEMENTS:

The statements set out below are not intended to be nor should they be relied on as substitutes for inspection of the land and the relevant documents or for local government, legal, surveying or other professional advice.

SKETCH OF LAND:	P2960
PREVIOUS TITLE:	211-86
PROPERTY STREET ADDRESS:	NO STREET ADDRESS INFORMATION AVAILABLE.
LOCAL GOVERNMENT AUTHORITY:	SHIRE OF VICTORIA PLAINS
RESPONSIBLE AGENCY:	STATE OF WESTERN AUSTRALIA

LANDGATE COPY OF ORIGINAL NOT TO SCALE Fri Mar 23 10:32:41 2018 JOB 56302523


Landgate
www.landgate.wa.gov.au



P03/2018 BOLGART INDUSTRIAL SUBDIVISION

FILE REFERENCE	D 6.2
REPORT DATE	10 April 2018
APPLICANT/PROPONANT	Shire of Victoria Plains
OFFICER DISCLOSURE OF INTEREST	None
PREVIOUS MEETING REFERENCES	
PREPARED BY	Niel Mitchell, Governance
AUTHORISED BY	
ATTACHMENTS	
<i>Attachment 1</i>	<i>Scanlan Surveys Pty Ltd (24 Jan 2017) – cover letter to Attach 2.</i>
<i>Attachment 2</i>	<i>WA Planning Commission (24 Jan 2017) – subdivision approval and map etc</i>

PURPOSE OF REPORT

To obtain the direction of Council in relation to the proposed Bolgart industrial subdivision on Lot 44 Smith Street, Bolgart.

BACKGROUND

This possible development has been the subject of much discussion over the past 18 months, and appears to have had some consideration as long ago as 2005.

On 15 March 2017, the Works and Services Committee resolved –
That Council authorise the WSM to obtain pricing on electrical works, designs, technical specification and costings for the proposed industrial blocks in Bolgart to the cost of up to \$20,000 and full costings be included in the 2017/18 draft budget to proceed and finalise the project.

The Committee decision was subsequently ratified by Council.

On 17 May 2017, Council resolved –
That the following capital expenditure projects and reserve transfers are included in the 2017-18 Annual Budget –
....
Bolgart Industrial Blocks
....

The Budget adopted by Council on 19 July 2017 does not indicate any provision having been made for the capital development of the subdivision.

COMMENT

The file on the proposed subdivision shows an apparent flurry of activity in 2003-2004, with a few comments and enquiries in 2005.

The prospect then appears to have been quiet until September 2016.

Local Government Act and Regulations

The Act imposes a number of factors which must be considered, a major aspect being the disposal of an asset through sale (or lease) of the land. Disposal of

assets, including land is addressed by s.3.58 of the Act disposal of assets, and the Function and General Regulations r.30.

It is not an exempt transaction under s.3.58(5), nor under the Functions and General Regulations r.30(2). Accordingly, disposal of the land must be –

- By tender
- By auction
- By private treaty if statutory processes are completed

The LG Act s.3.57 (tenders) may also apply for various development works, depending on the methodology chosen by Council.

A commitment to dispose of a particular piece of land to a specific buyer at this time would be in contravention of the Act and Regulations.

Major land transaction or major trading undertaking

The Function and General Regulations r.8A and 9 sets the applicable benchmark of both of these at \$2 million. Below this figure, the statutory plans under regulation 10 do not have to be prepared. The proposed development is under the limits both for a major land transaction and for major trading undertaking.

Despite this, the requirements of the LG Act s.3.59 form a solid basis on which a business plan should be prepared.

Business Plan

No business plan for the proposed development has been located. The lack of such a Plan exposes Council to significant economic costs and social impact on the adjacent residents. As a matter of risk management, it is strongly advised that a detailed business plan be developed.

This plan should address a wide range of matters, including but not limited to (in no particular order) –

1. Substantiate the need for industrial land – a couple of names, and a couple of enquiry letters is inadequate. A level of commitment from interested parties should be expected.
2. Economically viable – would these lots compete successfully with similar land in larger towns close by, that possibly have better access to transport routes and do have a greater range of services and employment pool available
3. Costs of development –
 - Water –
 - o noted that WA Planning Commission does not require reticulated water
 - o what would be the mandatory level required of land owners for health, fire, gardening purposes
 - Power
 - Phone lines
 - Street lighting
 - Fencing
 - Stormwater drainage
 - Road construction – gravel or bitumen, likely type of traffic

- Suggest that gravel not be a consideration given proximity to residences and school
- 4. Assessment by at least one preferably two independent real estate agents with appropriate experience and knowledge, of –
 - Need
 - Competitive advantage
 - Viability
 - What type of block, size, access, location etc is preferred
 - Options to sell the land to a private developer
- 5. Likely market value of the lots created
- 6. Consultation with community generally
- 7. Consultation with affected residents specifically
- 8. What level of ratepayer contribution to the subdivision is acceptable
- 9. Buffer zones –
 - Around school
 - Around playground
 - For residences
- 10. Appropriateness of –
 - Location
 - Lot design
 - Access to and from the main road
- 11. Investigation of alternatives
 - A number of options appear to exist or may become available
- 12. Environmental approvals required –
 - clearing of trees
 - alteration of water course
- 13. Traffic –
 - Type
 - Volume
 - Is design adequate and appropriate
 - Sight lines at intersections – at George Street and Bolgart East Road
 - Are road trains through a residential area acceptable
- 14. Options to sell land to private developer
- 15. Financial capacity of Shire –
 - Does Council have the ability to fund from general revenue?
 - Raise a loan?
 - Would any sales cover the cost of loan repayments?
- 16. Employment –
 - Pool of potential local employees
 - Realistic assessment of bringing employment into the district
 - Is there housing for potential employees relocating
- 17. Whole of life/project costing –
 - consistent with asset management planning
- 18. Infrastructure until each lot is sold –
 - Cost to maintain, even if only mowing weeds
 - Insurance of fencing
- 19. Will access to the road be permitted by the adjacent farm, thereby increasing traffic on the planned road from just the industrial blocks
- 20. Health requirements and impacts –
 - Effluent disposal especially

Costs

A very basic and rough costing from 2005 of \$260,000 was located. The Aust Bureau of Statistics CPI index figures were used to arrive at an escalated cost of \$400,000 for 2018.

As CPI is usually less than construction costs, an adjustment for this has also been built into the 2018 escalation.

The development cost of the blocks would therefore be an estimated minima of \$47,200 for the smallest lot to \$95,600 for the largest.

It is expected that these escalated costs are potentially quite low, and subject to a range of matters that Council would need to determine.

These figures should **NOT** be relied on in any way, but treated as order of magnitude only. Accurate costing needs to be established through a detailed business plan for the proposed subdivision.

Precedents

It is likely that precedents will be set by any decision of Council in this matter.

The proposed Extractive Industries Local Law provides for the full cost of upgrading or new infrastructure such as roads, is to be fully met by the developer. Such a condition is standard within extractive industry and subdivisions of all types in high demand areas, on the basis that the development can pass the costs onto purchasers of the land. The development is being done for private benefit, and should not therefore receive public subsidy.

In this instance, the Shire is both regulator and developer, but the principle of cost recovery from purchasers of the land is one that must still be considered.

There is often the argument put forward that the costs will be recovered by rates in time, but this overlooks the fact that the purchasers of the lots also have the same access to services that the rest of the ratepayers are paying for. In effect, the owners of the new lots are receiving a double benefit.

It is recognised that full cost recovery may not be practical, and that public subsidy may be required. This is a policy and financial decision that Council will need to make, and the principles adopted are likely to be required to be used elsewhere.

Complaints

From the file, it was noted that a number of complaints had been received in late 2016 when the area was used as additional space by CBH.

These concerns should be factored into any decision by Council –

- Dust
- Noise
- Proximity to residences and school
- Road design etc

Positives

While such a subdivision does not guarantee economic development, it does create the possibility for it to occur, when there may be an absence of opportunity prior to the development.

The impacts of any development spread beyond the immediate situation in a multiplier effect that is well recognised. The multiplier effect of a development that is essentially a parking or storage area would be expected to be low. It will only increase above a minimum level if workshops and service businesses etc. are located there.

As the options are essentially market driven, economic viability is a critical factor in consideration of any uptake of opportunities created, and multiplier effects.

Objectives

Perhaps a foundational to considerations, is what are Council objectives for the subdivision –

- To make money?
- To stimulate the local economy?
- To provide employment?
- Are there other factors?

A realistic assessment of these will assist towards making any future decision.

Current position

Significant costs have been outlaid already, including survey and geo-technical assessment, despite no adequate business plan being located.

The survey was required for the subdivision plan to be submitted to WA Planning Commission for approval, and the geo-technical survey is one of the approval conditions.

A Western Power quote for work has been obtained, and the quote has been extended upon payment of the relevant fee. The quote now expires in mid June 2018. The quote of \$49,150 ex GST was for –

- “supply and install interface materials, and operational isolation costs”; and
- “recovery of tax on gifted assets”:

Enquiries need to be made regarding transformer, construction and headworks costs to make sure all these are included. Given the original 2005 estimate and experience elsewhere, this quote appears to be low for it to be the full cost.

WA Planning Commission subdivision approval

A copy of the WAPC subdivision approval is attached for information. The approval is dated 24 January 2017 and is valid for four years to 23 January 2021.

16 conditions are listed that must be satisfied by that date. Subdivision is required to be in accordance with the approved plan. Any change to this means either a variation must be sought if it is minor, or if a substantial change a full application will need to be made.

Certainty of demand

One of the great imponderables with development of this type is assessment of economic viability and substantiation of demand. There is often a wish for something, anything, but when required to commit to purchase, the intent of prospective purchasers falls away.

One way of gaining some certainty may be to require those interested to register and pay a non-negotiable deposit for their interest to be considered. This would need to have safeguards for both the Council and the interested party, such as –

- Deposit to be based on desired block size and pro-rata development cost
- Sale will be subject to the requirements of the Local Government Act –
 - o by public tender/auction; or
 - o by private treaty after meeting statutory obligations
- Deposit to be held in Council Trust Fund and invested (consistent with proposed Extractive Industries Local Law) –
 - o Refunded with interest if project does not proceed – perhaps 2 years?
 - o Forfeited if the project proceeds, but interested party withdraws or declines to complete the contract when the lots are available

If this concept were to be utilised, a formal legal agreement should be prepared, and in compliance with the Local Government Act s.3.58.

Strategic Community Plan

The recently adopted SCP incorporates the theme 2.8 – *Development of a business and industry attraction strategy*, but no specific need for industrial land was identified and put forward. Matters raised by the community relating to this theme were –

- Reduce red tape
- Bolgart bakery/store expansion
- Encourage businesses that value agricultural products
- Increase collaboration between Shire and local business
- VP Shire to become small business friendly
- Increased proactivity by Shire to drive new investment
- Different/new business attraction
- Collaboration between large businesses in area
- Positive outlook to any industry development
- Encourage industry
- Mine development and service industries
- Shire to offer schemes to encourage local shopping
- Engage an Economic Development Officer

Suggested next actions in order of priority

Immediate –

1. Consultation with Bolgart town residents
2. Consultation with wider community
3. Comment from real estate agents who have rural subdivision and industrial development experience be sought

Once these actions are complete –

4. Council to consider the comments of residents, community and appropriate real estate agents

Following this, Council to –

5. Consider the development of detailed business plan, as per the items listed in this report under *Business Plan*
6. Determination of level of commitment required from interested parties

After consideration of the business plan, only then –

7. Seek expressions of interest and formal commitment from interested parties
8. Arrange funding – Budget allocation from general revenue, loans etc
9. Undertake the development of the subdivision – roads, fencing, utilities, stormwater etc.
10. Sale or lease of the land in accordance with the LG Act and Regulations

POLICY REQUIREMENTS

None

LEGISLATIVE REQUIREMENTS

Local Government Act 1995 –

- s.3.57 – tenders for goods and services
- s.3.58 – disposing of property
- s.3.59 – commercial enterprises by local governments

Local Government (Function and General) Regulations 1996

- Division 2 – Tenders for providing goods or services
- r.30 – dispositions of property excluded from s.3.58
- r.31 – anti-avoidance provisions for s.3.58

Shire of Victoria Plains –

- Policies relating to tenders, purchasing and regional price preference

STRATEGIC IMPLICATIONS

Strategic Community Plan adopted 28 March 2018 –

2.	Economic – to improve and add to local economic development and activity
2.8	Develop a business and industry attraction strategy

FINANCIAL IMPLICATIONS

Consultation – minimal

Business Plan – estimated \$5,000 to \$10,000

Subdivision development – substantial, estimated as a minimum \$400,000

Market value of lots – to be substantiated

Sales – likely very slow, but to be investigated

VOTING REQUIREMENTS

Absolute Majority Required: No

Cr P Bantock returned to the meeting at 5.20pm.

STAFF RECOMMENDATION

Moved: Cr N Clarke

Seconded: Cr P Bantock

That, prior to any further work towards development of the Bolgart industrial subdivision being undertaken –

1. consultation be undertaken with the Bolgart residents;
2. consultation be undertaken with the wider community; and
3. advice sought from real estate agents having appropriate experience with rural subdivision and development.

AMENDMENT

Moved: Cr S Penn

Seconded: Cr N Clarke

That, prior to any further work towards development of the Bolgart industrial subdivision being undertaken –

1. consultation be undertaken with the Bolgart residents;
2. consultation be undertaken with the wider community;
3. advice sought from real estate agents having appropriate experience with rural subdivision and development;
4. The CEO approach the WAPC to ascertain under what circumstances the conditions relating to power can be removed; and
5. The CEO write to Shane Love MLA requesting his support by contacting the Planning Minister in relation to alternative power for the blocks.

The amendment then became the motion.

RESOLUTION 68/2018

Moved: Cr S Penn

Seconded: Cr N Clarke

That, prior to any further work towards development of the Bolgart industrial subdivision being undertaken –

1. consultation be undertaken with the Bolgart residents;
2. consultation be undertaken with the wider community;
3. advice sought from real estate agents having appropriate experience with rural subdivision and development;
4. The CEO approach the WAPC to ascertain under what circumstances the conditions relating to power can be removed; and
5. The CEO write to Shane Love MLA requesting his support by contacting the Planning Minister in relation to alternative power for the blocks.

MOTION PUT AND CARRIED: 7/0

SCANLAN SURVEYS PTY. LTD.
LICENSED SURVEYORS

WILLIAM M. SCANLAN
LICENSED SURVEYOR M.S. (AUST.)

ABN 58 009 402 608
ACN 009 402 608

23 SPRING PARK ROAD
MIDLAND 6056
P.O. BOX 429, MIDLAND 6936

JOHN M. SCANLAN
LICENSED SURVEYOR
BACHELOR OF SURVEYING (CERTIFIED)

PH: (08) 9250 2261
FAX: (08) 9274 6206
EMAIL: bill@scanlansurveys.com.au

Our Ref 7773/16

24th January 2017

Your Ref

Date:

The Chief Executive
Shire of Victoria Plains
PO Box 21
CALINGIRI WA 6569

Attention David Holland

Dear David,

RE: SUBDIVISION 44 SMITH STREET BOLGART
WAPC: 154497

We have received an approval from the Planning Commission for your Subdivision and enclose a copy for your use. The approval is subject to the compliance with the sixteen conditions shown on the approval letter.

You will need to engage the services of a consultant with regards to the Geotechnical Report requested by the Department of Health for condition 1. Once you have completed this condition, please forward to us a copy of the report to enable us to apply for clearance.

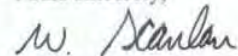
You will need to engage an Electrical Consultant to prepare your application for a quote for Western Power. Please advise us of the Project Reference Number once you receive the quote and forward to us a copy of the quote.

The remaining conditions are Local Government conditions which are self-explanatory. We will prepare the 70A Notification for conditions 15 and 16 and will send this to the Shire for signing once the Deposited Plan has been prepared. When the remainder of the Shire conditions are satisfied, please advise and we will make the application for clearance.

Could you also advise if you would like us to make the application for the new road name or if you are preparing and lodging the application with the Geographic Names Committee. If you would like us to prepare and lodge the road name application, please advise us of your preferred road name and then list 5 alternatives.

Once the road has been designed, please forward us the information and plans so we can peg the road.

Yours sincerely,



Scanlan Surveys Pty Ltd



Your Ref :
Enquiries : Jess Leitao (Ph 6551 9509)

Scanlan Surveys Pty Ltd
Po Box 429
MIDLAND WA 6936

**Approval Subject To Condition(s)
Freehold (Green Title) Subdivision**

Application No : 154497

Planning and Development Act 2005

Applicant	: Scanlan Surveys Pty Ltd Po Box 429 MIDLAND WA 6936
Owner	: Shire Of Victoria Plains Of Calingiri Po Box 21 CALINGIRI WA 6569
Application Receipt	: 14 November 2016

Lot Number	: 23
Diagram / Plan	: Diagram 29456
Location	: -
C/T Volume/Folio	: 1443/701
Street Address	: Smith Street, Bolgart
Local Government	: Shire of Victoria Plains

The Western Australian Planning Commission has considered the application referred to and is prepared to endorse a deposited plan in accordance with the plan date-stamped **14 November 2016** once the condition(s) set out have been fulfilled.

This decision is valid for **four years** from the date of this advice, which includes the lodgement of the deposited plan within this period.

The deposited plan for this approval and all required written advice confirming that the requirement(s) outlined in the condition(s) have been fulfilled must be submitted by **24 January 2021** or this approval no longer will remain valid.

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e-mail: corporate@planning.wa.gov.au; web address <http://www.planning.wa.gov.au>
ABN 35 482 341 493



Reconsideration - 28 days

Under section 151(1) of the *Planning and Development Act 2005*, the applicant/owner may, within 28 days from the date of this decision, make a written request to the WAPC to reconsider any condition(s) imposed in its decision. One of the matters to which the WAPC will have regard in reconsideration of its decision is whether there is compelling evidence by way of additional information or justification from the applicant/owner to warrant a reconsideration of the decision. A request for reconsideration is to be submitted to the WAPC on a Form 3A with appropriate fees. An application for reconsideration may be submitted to the WAPC prior to submission of an application for review. Form 3A and a schedule of fees are available on the WAPC website: <http://www.planning.wa.gov.au>

Right to apply for a review - 28 days

Should the applicant/owner be aggrieved by this decision, there is a right to apply for a review under Part 14 section 251 of the *Planning and Development Act 2005*. The application for review must be submitted in accordance with part 2 of the *State Administrative Tribunal Rules 2004* and should be lodged within 28 days of the date of this decision to: the State Administrative Tribunal, Level 6, State Administrative Tribunal Building, 565 Hay Street, PERTH, WA 6000. It is recommended that you contact the tribunal for further details: telephone 9219 3111 or go to its website: <http://www.sat.justice.wa.gov.au>

Deposited plan

The deposited plan is to be submitted to the Western Australian Land Information Authority (Landgate) for certification. Once certified, Landgate will forward it to the WAPC. In addition, the applicant/owner is responsible for submission of a Form 1C with appropriate fees to the WAPC requesting endorsement of the deposited plan. A copy of the deposited plan with confirmation of submission to Landgate is to be submitted with all required written advice confirming compliance with any condition(s) from the nominated agency/authority or local government. Form 1C and a schedule of fees are available on the WAPC website: <http://www.planning.wa.gov.au>

Condition(s)

The WAPC is prepared to endorse a deposited plan in accordance with the plan submitted once the condition(s) set out have been fulfilled.

The condition(s) of this approval are to be fulfilled to the satisfaction of the WAPC.

The condition(s) must be fulfilled before submission of a copy of the deposited plan for endorsement.

The agency/authority or local government noted in brackets at the end of the condition(s) identify the body responsible for providing written advice confirming that the WAPC's requirement(s) outlined in the condition(s) have been fulfilled.



The written advice of the agency/authority or local government is to be obtained by the applicant/owner. When the written advice of each identified agency/authority or local government has been obtained, it should be submitted to the WAPC with a Form 1C and appropriate fees and a copy of the deposited plan.

If there is no agency/authority or local government noted in brackets at the end of the condition(s), a written request for confirmation that the requirement(s) outlined in the condition(s) have been fulfilled should be submitted to the WAPC, prior to lodgement of the deposited plan for endorsement.

Prior to the commencement of any subdivision works or the implementation of any condition(s) in any other way, the applicant/owner is to liaise with the nominated agency/authority or local government on the requirement(s) it considers necessary to fulfil the condition(s).

The applicant/owner is to make reasonable enquiry to the nominated agency/authority or local government to obtain confirmation that the requirement(s) of the condition(s) have been fulfilled. This may include the provision of supplementary information. In the event that the nominated agency/authority or local government will not provide its written confirmation following reasonable enquiry, the applicant/owner then may approach the WAPC for confirmation that the condition(s) have been fulfilled.

In approaching the WAPC, the applicant/owner is to provide all necessary information, including proof of reasonable enquiry to the nominated agency/authority or local government.

The condition(s) of this approval, with accompanying advice, are:

CONDITIONS:

1. Prior to the commencement of subdivisional works, the landowner/applicant is to provide a pre-works geotechnical report certifying that the land is physically capable of development or advising how the land is to be remediated and compacted to ensure it is capable of development; and in the event that remediation works are required, the landowner/applicant is to provide a post geotechnical report certifying that all subdivisional works have been carried out in accordance with the pre-works geotechnical report. (Department of Health)
2. Arrangements being made to the satisfaction of the Western Australian Planning Commission and to the specification of Western Power for the provision of an underground electricity supply to the lot(s) shown on the approved plan of subdivision. (Western Power)
3. Arrangements being made to the satisfaction of the WAPC and to the specification of Western Power for the removal, relocation and/or replacement of electricity supply infrastructure, including plant and/or equipment located on or near the lots shown on the approved plan of subdivision. (Western Power)
4. The transfer of land as a Crown reserve free of cost to Western Power for the provision of electricity supply infrastructure. (Western Power)

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5. All buildings and effluent disposal systems having the necessary clearance from the new boundaries as required under the relevant legislation including the Local Planning Scheme and Building Regulations of Australia. (Local Government)
6. Uniform fencing being constructed on proposed Lots 11-15 along the boundary with proposed Lot 16. (Local Government)
7. Other than buildings, outbuildings and/or structures shown on the approved plan for retention, all buildings, outbuildings and/or structures present on Lot 11 at the time of subdivision approval being demolished and materials removed from the lot. (Local Government)
8. Engineering drawings and specifications are to be submitted, approved, and works undertaken in accordance with the approved engineering drawings, specifications and approved plan of subdivision, for grading and/or stabilisation of the site to ensure that:
 - a) lots can accommodate their intended use; and
 - b) finished ground levels at the boundaries of the lots the subject of this approval match or otherwise coordinate with the existing and/or proposed finished ground levels of the land abutting.
(Local Government)
9. The land being filled, stabilised, drained and/or graded as required to ensure that:
 - a) lots can accommodate their intended development; and
 - b) finished ground levels at the boundaries of the lots the subject of this approval match or otherwise coordinate with the existing and/or proposed finished ground levels of the land abutting; and
 - c) stormwater is contained on-site, or appropriately treated and connected to the local drainage system
(Local Government)
10. Drainage easements and reserves as may be required by the local government for drainage infrastructure being shown on the diagram or plan of survey (deposited plan) as such, granted free of cost, and vested in that local government under Sections 152 and 167 of the *Planning and Development Act 2005*.
(Local Government)
11. Proposed Lot 16 shown on the approved plan of subdivision being shown on the diagram or plan of survey (deposited plan) as reserve for public open space and vested in the Crown under Section 152 of the *Planning and Development Act 2005*, such land to be ceded free of cost and without any payment of compensation by the Crown. (Local Government)

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12. Proposed Lot 17 shown on the approved plan of subdivision being shown on the diagram or plan of survey (deposited plan) as reserve for water supply and vested in the Crown under Section 152 of the *Planning and Development Act 2005*, such land to be ceded free of cost and without any payment of compensation by the Crown.

(Local Government)

13. Engineering drawings and specifications are to be submitted, approved, and subdivisional works undertaken in accordance with the approved plan of subdivision, engineering drawings and specifications, to ensure that those lots not fronting an existing road are provided with frontage to a constructed road and are connected by a constructed road to the local road system and such road(s) are constructed and drained at the landowner/applicant's cost.

As an alternative, and subject to the agreement of the Local Government the Western Australian Planning Commission (WAPC) is prepared to accept the landowner/applicant paying to the local government the cost of such road works as estimated by the local government and the local government providing formal assurance to the WAPC confirming that the works will be completed within a reasonable period as agreed by the WAPC.

(Local Government)

14. Engineering drawings and specifications are to be submitted and approved, and subdivisional works undertaken in accordance with the approved plan of subdivision, engineering drawings and specifications to ensure that:

- a) street lighting is installed on all new subdivisional roads to the standards of the relevant licensed service provider and/or
- b) roads that have been designed to connect with existing or proposed roads abutting the subject land are coordinated so the road reserve location and width connect seamlessly and/or

to the satisfaction of the Western Australian Planning Commission.

(Local Government)

15. A notification, pursuant to Section 70A of the *Transfer of Land Act 1893* is to be placed on the certificate(s) of title of the proposed lot(s). Notice of this notification is to be included on the diagram or plan of survey (deposited plan). The notification is to state as follows:

'A reticulated sewerage service is not available to the lot/s.'

(Local Government)



16. A notification, pursuant to Section 70A of the *Transfer of Land Act 1893* is to be placed on the certificate(s) of title of the proposed lot(s). Notice of this notification is to be included on the diagram or plan of survey (deposited plan). The notification is to state as follows:

'A mains potable water supply is not available to the lot/s.'

(Local Government)

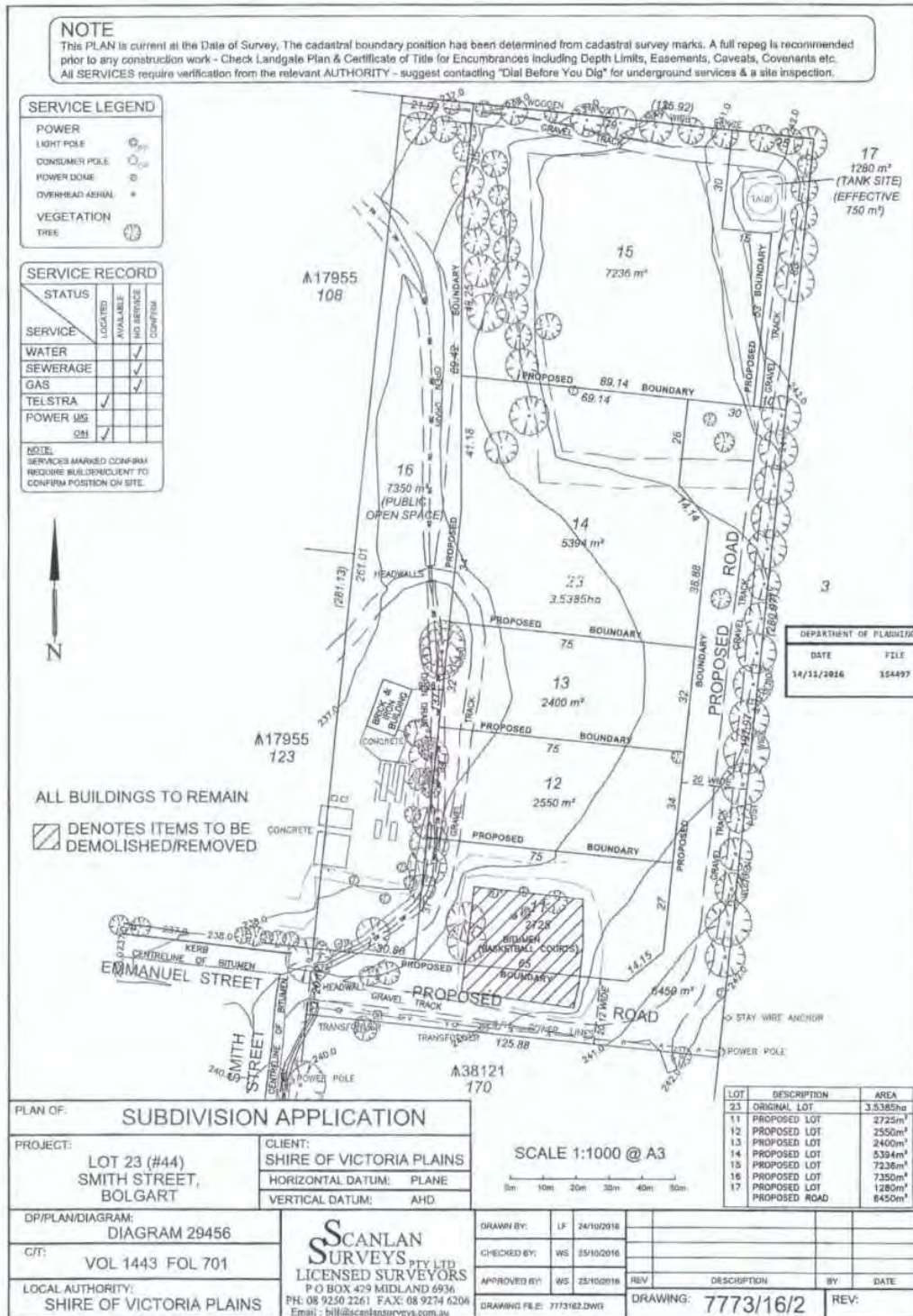
ADVICE:

1. In regard to Condition 2, Western Power provides only one underground point of electricity supply per freehold lot.
2. In regard to Condition 5, the Western Australian Planning Commission will accept building clearance requirements as specified in the relevant local planning scheme operative at the time the subdivision approval was granted by the Western Australian Planning Commission.
3. In regard to Condition 7, planning approval and/or a demolition licence may be required to be obtained from the local government prior to the commencement of demolition works.
4. In regard to Condition 14, the landowner/applicant is advised that the road reserves, including the constructed carriageways, laneways, truncations, footpaths/dual use paths and car embayments, are to be generally consistent with the approved plan of subdivision.

A handwritten signature in black ink, appearing to read 'Kerrine Blenkinsop'.

Kerrine Blenkinsop
Secretary
Western Australian Planning Commission

24 January 2017



Cr N Clarke left the meeting at 5.28pm.

P04/2018 SUBDIVISION – LOT 8 BOLGART WEST ROAD

FILE REFERENCE	A20201 & D6.2
REPORT DATE	10 April 2018
APPLICANT/PROPONANT	N & D Clarke
DISCLOSURE OF INTEREST	Cr N Clarke
PREVIOUS MEETING REFERENCES	Nil
AUTHOR	Allan Ramsay Environmental Health Officer/Building Surveyor
AUTHORISED BY	Glenda Teede Chief Executive Officer
ATTACHMENTS	1. Section 70A Notification Document 2. Deposited Plan

PURPOSE OF REPORT

Council's, consideration is requested in relation to the execution of a Section 70A Notification for the subdivision of Lot 8 Bolgart West Road, Bolgart. The applicant has approval for the freehold subdivision of Lot 8 into two parcels.

BACKGROUND

On the 4th September 2017 the subdivision of Lot 8 had been conditionally approved by the Western Australian Planning Commission with conditions.

Condition 2 of the subdivision approval require a notification in the form of a Section 70A Notification pursuant to the *Transfer of Land Act 1893* (as amended), to be placed on the Certificate(s) of Titles for the Proposed lots (refer to **Attachment 1**). The purpose of the Section 70 a Notification is to advise the future landowners that the lots are "A mains potable water supply is not available the lot/s.

Condition 3 of the subdivision approval require a notification in the form of a Section 70A Notification pursuant to the *Transfer of Land Act 1893* (as amended), to be placed on the Certificate of Titles for the Proposed lots (refer to **Attachment 1**). The purpose of the Section 70 a Notification is to advise the future landowners that the lots are 'A reticulated sewerage service is not available to the lots"

COMMENT

In order to satisfy Conditions 2 and 3 of the subdivision approval, the applicant has provided the Section 70A Notification, pursuant to the Transfer of Land Act 1893 (as amended) (refer Attachment 1). The execution of these documents requires the Shire President and the Chief Executive Officer to sign and Affix the Common Seal as a requirement of the subdivision clearance

This application was referred to Planner Nathalee Petersen at the Shire of Chittering for comment.

POLICY REQUIREMENTS

None

LEGISLATIVE REQUIREMENTS

Transfer of Land Act 1893 (as amended)

STRATEGIC IMPLICATIONS

Nil

SUSTAINABILITY IMPLICATIONS

- **Environment**
There are no known significant environmental implications associated with this proposal.
- **Economic**
There are no known significant economic implications associated with this proposal.
- **Social**
There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

There are no financial implications to Council in relation to this item.

VOTING REQUIREMENTS

ABSOLUTE MAJORITY REQUIRED: NO

RESOLUTION 70/2018

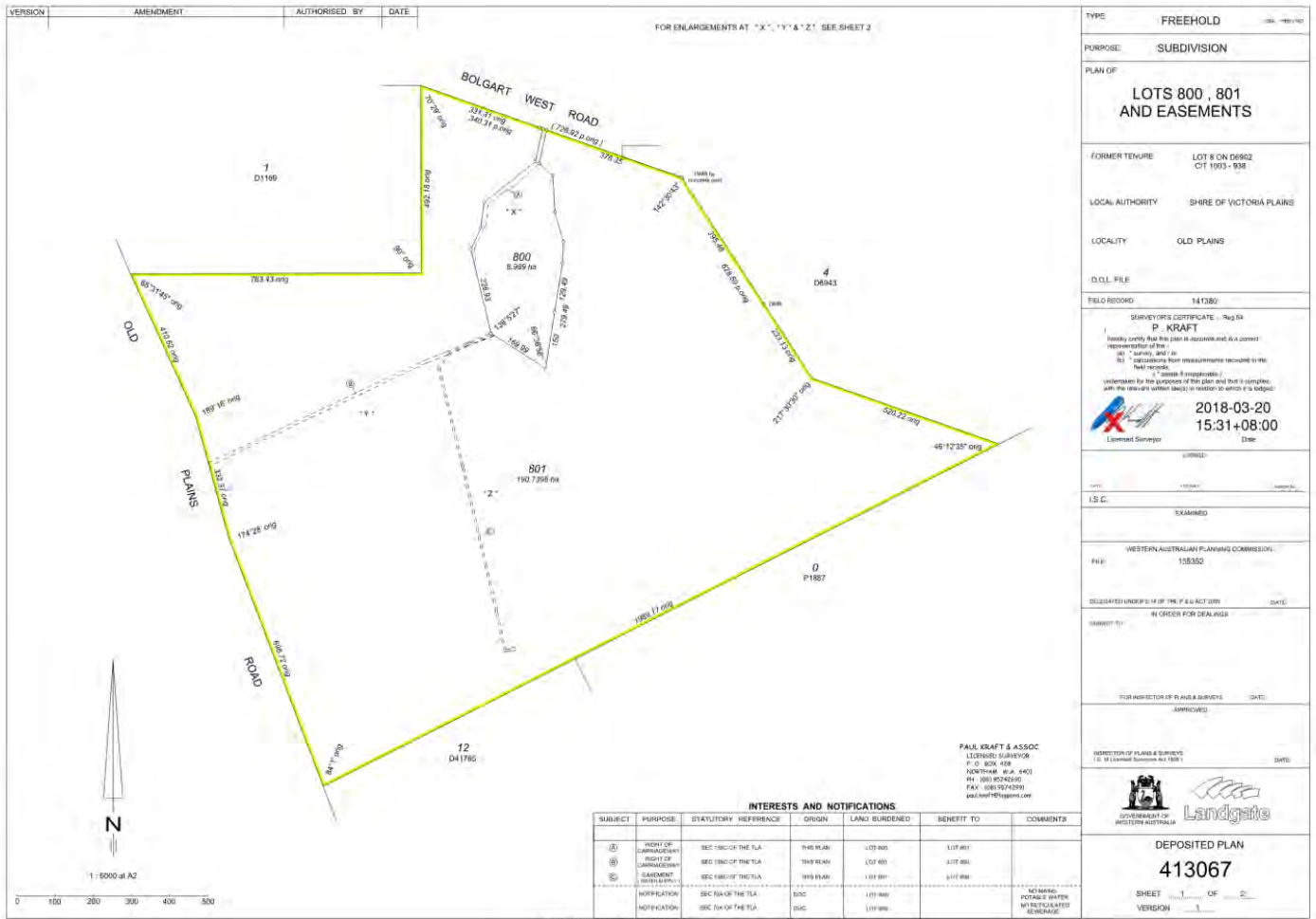
Moved: Cr S Penn

Seconded: Cr J King

That Council authorise the Shire President and Chief Executive Officer to sign and affix the Common Seal in relation to the subdivision of Lot 8 Bolgart West Road, Old Plains upon:

- 1. The Notification under Section 70A of the *Transfer of Land Act 1893* (as amended) relating to a notice that *'A reticulated sewerage service is not available to the lot.'***
- 2. The Notification under Section 70A of the *Transfer of Land Act 1893* (as amended) relating to a notice that *'A mains potable water supply is not available to the lot'***
- 3. Any other relevant documents pertaining to subdivision WAPC 155352.**

Motion Put and Carried: 6/0





Shire of Victoria Plains
28 Cavell Street Calingiri Western Australia 6569
P.O. Box 21 Calingiri W.A. 6569
TELEPHONE (08) 9628 7004 FACSIMILE (08) 9628 7008

Our Ref: D5.2
Your Ref: 155352
Enquiries to: *Nathalee Petersen, Planning Officer*

28 July 2017

Western Australian Planning Commission
Locked Bag 2506
PERTH WA 6001

Dear Sir/Madam,

PROPOSED SUBDIVISION – LOT 8 BOLGART WEST ROAD, OLD PLAINS

The Shire of Victoria Plains has assessed the above mentioned application and advises that it *supports* the proposed application. The Shire also wishes to provide the following recommended conditions:

1. A notification, pursuant to Section 70A of the Transfer of Land Act 1893 is to be placed on the certificates of title of the proposed lots. Notice of this notification is to be included on the diagram or plan of survey (deposited plan). The notification is to state as follows:

'A mains potable water supply is not available to the lots.'

2. A notification, pursuant to Section 70A of the Transfer of Land Act 1893 is to be placed on the certificate(s) of title of the proposed lot(s). Notice of this notification is to be included on the diagram or plan of survey (deposited plan). The notification is to state as follows:

'A reticulated sewerage service is not available to the lots.'

3. The proposed battle-axe access way being constructed and drained at the landowner's cost to the specifications of the local government.

If you require further information please contact Nathalee Petersen, Planning Officer, by Email on chatter@chittering.wa.gov.au or telephone 08 9576 4600.

Yours faithfully

Glenda Teede
Chief Executive Officer

OFFICE HOURS Monday to Friday 8.30am to 4.30pm

FORM N1

WESTERN AUSTRALIA
 TRANSFER OF LAND ACT 1893 AS AMENDED

**NOTIFICATION
 UNDER SECTION 70A**

DESCRIPTION OF LAND (Note 1)	EXTENT	VOLUME	FOLIO
LOT 800 ON DEPOSITED PLAN 413067	WHOLE		

REGISTERED PROPRIETOR (Note 2)

NEVILLE JAMES CLARKE AND DONNA MARIE CLARKE
 BOTH OF POST OFFICE BOX 788, TOODYAY

LOCAL GOVERNMENT / PUBLIC AUTHORITY (Note 3)

SHIRE OF VICTORIA PLAINS
 28 CAVELL STREET, CALIGIRI

FACTOR AFFECTING USE OR ENJOYMENT OF LAND (Note 4)

A MAINS POTABLE WATER SUPPLY IS NOT AVAILABLE TO LOT 800

Dated this _____ day of _____ Year _____



LOCAL GOVERNMENT/PUBLIC AUTHORITY ATTESTATION (Note 5)	REGISTERED PROPRIETOR/S SIGN HERE (Note 6)
	Signed <i>NJC</i> in the presence of <i>Julanne</i> Signed <i>DMC</i> in the presence of <i>Julanne</i>

INSTRUCTIONS

1. If insufficient space in any section, Additional Sheet Form B1, should be used with appropriate headings. The boxed sections should only contain the words "see page...."
2. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by the parties.
3. No alteration should be made by erasure. The words rejected should be scored through and those substituted typed or written above them, the alteration being initiated by the persons signing this document and their witnesses.

NOTES

1. **DESCRIPTION OF LAND**
Lot and Diagram/Plan/Strata/Survey-Strata Plan number or Location name and number to be stated.
Extent - Whole, part or balance of the land comprised in the Certificate of Title to be stated.
The Volume and Folio number to be stated.
2. **REGISTERED PROPRIETOR**
State full name and address of the Registered Proprietors as shown on the Certificate of Title and the address / addresses to which future Notices can be sent.
3. **LOCAL GOVERNMENT / PUBLIC AUTHORITY**
State the name of the Local Government or the Public Authority preparing and lodging this notification.
4. **FACTOR AFFECTING THE USE AND ENJOYMENT OF LAND**
Describe the factor affecting the use or enjoyment of land.
5. **ATTESTATION OF LOCAL GOVERNMENT / PUBLIC AUTHORITY**
To be attested in the manner prescribed by the Local Government Act or as prescribed by the Act constituting the Public Authority.
6. **REGISTERED PROPRIETOR'S EXECUTION**
A separate attestation is required for every person signing this document. Each signature should be separately witnessed by an Adult Person. The full name, address and occupation of the witness must be stated.

EXAMINED

OFFICE USE ONLY

NOTIFICATION

LODGED BY

ADDRESS

PHONE No.

FAX No.

REFERENCE No.

ISSUING BOX No.

PREPARED BY

ADDRESS

PHONE No. FAX No.

INSTRUCT IF ANY DOCUMENTS ARE TO ISSUE TO OTHER THAN LODGING PARTY

TITLES, LEASES, DECLARATIONS ETC LODGED HEREWITH

1.		
2.		Received Items
3.		Nos.
4.		
5.		
6.		Receiving Clerk

Lodged pursuant to the provisions of the *TRANSFER OF LAND ACT 1893* as amended on the day and time shown above and particulars entered in the Register.

FORM N1

WESTERN AUSTRALIA
 TRANSFER OF LAND ACT 1993 AS AMENDED

**NOTIFICATION
 UNDER SECTION 70A**

DESCRIPTION OF LAND (Note 1)	EXTENT	VOLUME	FOLIO
LOT 800 ON DEPOSITED PLAN 413067	WHOLE		

REGISTERED PROPRIETOR (Note 2)

NEVILLE JAMES CLARKE AND DONNA MARIE CLARKE
 BOTH OF POST OFFICE BOX 788, TOODYAY

LOCAL GOVERNMENT / PUBLIC AUTHORITY (Note 3)

SHIRE OF VICTORIA PLAINS
 28 CAVELL STREET, CALINGIRI

FACTOR AFFECTING USE OR ENJOYMENT OF LAND (Note 4)

A RETICULATED SEWERAGE SERVICE IS NOT AVAILABLE TO LOT 800

Dated this _____ day of _____ Year _____



LOCAL GOVERNMENT/PUBLIC AUTHORITY ATTESTATION (Note 5)	REGISTERED PROPRIETOR/S SIGN HERE (Note 6)
	Signed <i>N J Clarke</i> in the presence of <i>Donna Marie Clarke</i> Signed <i>Donna Marie Clarke</i> in the presence of <i>N J Clarke</i>

INSTRUCTIONS

1. If insufficient space in any section, Additional Sheet Form B1, should be used with appropriate headings. The boxed sections should only contain the words "see page....."
2. Additional Sheets shall be numbered consecutively and bound to this document by staples along the left margin prior to execution by the parties.
3. No alteration should be made by erasure. The words rejected should be scored through and those substituted typed or written above them, the alteration being initiated by the persons signing this document and their witnesses.

NOTES

1. **DESCRIPTION OF LAND**
Lot and Diagram/Plan/Strata/Survey-Strata Plan number or Location name and number to be stated.
Extent - Whole, part or balance of the land comprised in the Certificate of Title to be stated.
The Volume and Folio number to be stated.
2. **REGISTERED PROPRIETOR**
State full name and address of the Registered Proprietors as shown on the Certificate of Title and the address / addresses to which future Notices can be sent.
3. **LOCAL GOVERNMENT / PUBLIC AUTHORITY**
State the name of the Local Government or the Public Authority preparing and lodging this notification.
4. **FACTOR AFFECTING THE USE AND ENJOYMENT OF LAND**
Describe the factor affecting the use or enjoyment of land.
5. **ATTESTATION OF LOCAL GOVERNMENT / PUBLIC AUTHORITY**
To be attested in the manner prescribed by the Local Government Act or as prescribed by the Act constituting the Public Authority.
6. **REGISTERED PROPRIETOR'S EXECUTION**
A separate attestation is required for every person signing this document. Each signature should be separately witnessed by an **Adult Person**. The full name, address and occupation of the witness must be stated.

EXAMINED

OFFICE USE ONLY

NOTIFICATION

LODGED BY

ADDRESS

PHONE No.

FAX No.

REFERENCE No.

ISSUING BOX No.

PREPARED BY

ADDRESS

PHONE No. FAX No.

INSTRUCT IF ANY DOCUMENTS ARE TO ISSUE TO OTHER THAN LODGING PARTY

TITLES, LEASES, DECLARATIONS ETC LODGED HEREWITH

1.		Received Items
2.		Nos.
3.		
4.		
5.		Receiving Clerk
6.		

Lodged pursuant to the provisions of the *TRANSFER OF LAND ACT 1893* as amended on the day and time shown above and particulars entered in the Register.



PAUL KRAFT & ASSOCIATES

LICENSED SURVEYORS

ABN 49 445 973 102

Your Ref:
Our Ref:

23rd March 2018

Neville Clarke
PO Box 95
BOLGART WA 6468

Dear Neville,

**RE: SUBDIVISION OF LOT 8 ON DIAGRAM 6902
BOLGART WEST ROAD, SHIRE OF VICTORIA PLAINS
WAP REF 155352**

Please find enclosed the **TWO** Section 70A Notification in favour of the Shire of Victoria Plains for the above described subdivision which has to be signed by yourself **AND** Donna where I have indicated. The signatures cannot be witnessed by a relative (surname Clarke). As per Note 5 (page 2) the witness signature is also accompanied with their full name, address and occupation. Once you have the signatures please forward to the Shire as discussed for their endorsement and subsequent clearance for the subdivision.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Paul Kraft', written over a light grey background.

PAUL KRAFT

P.O. Box 428, Northam, W.A. 6401
Telephone: (08) 9574 2690 Facsimile: (08) 9574 2991

Trading as PP & RM Kraft

Cr N Clarke returned to the meeting at 5.30pm.

11 MOTION OF WHICH NOTICE HAS BEEN GIVEN

11.1 LOCAL GOVERNMENT WEEK MOTION

Cr Clarke would like to move that Council endorse a motion at Local Government Week that:

- it is a requirement that vegetation within 30m of all farm driveways/gates/entrances be cleared of vegetation;
- any vegetation on road bends and intersections obstructing 'line of sight', be cleared; and
- clearing permits be issued to allow the Shire to carry out controlled burns of roadside vegetation, over the cooler months of the year.

RECOMMENDATION

Moved: Cr N Clarke

Seconded: Cr A Broadhurst

That Council endorse a motion at Local Government Week that:

- **it is a requirement that vegetation within 30m of all farm driveways/gates/entrances be cleared of vegetation;**
- **any vegetation on road bends and intersections obstructing 'line of sight', be cleared; and**
- **clearing permits be issued to allow the Shire to carry out controlled burns of roadside vegetation, over the cooler months of the year.**

AMENDMENT

Moved: Cr N Clarke

Seconded: Cr A Broadhurst

That Council endorse a motion at Local Government Week that:

- **it is a requirement that vegetation within 30m of all farm driveways/gates/entrances be cleared of vegetation;**
- **any vegetation on road bends and intersections obstructing 'line of sight', be cleared; and**
- **clearing permits be issued to allow the Shire to carry out controlled burns of roadside vegetation, over the cooler months of the year.**
- **However prior to submission to WALGA the CEO consult with the President and Cr Clarke regarding background information.**

The amendment then became the motion.

RESOLUTION 71/2018

Moved: Cr N Clarke

Seconded: Cr A Broadhurst

That Council endorse a motion at Local Government Week that:

- **it is a requirement that vegetation within 30m of all farm driveways/gates/entrances be cleared of vegetation;**
- **any vegetation on road bends and intersections obstructing 'line of sight', be cleared; and**
- **clearing permits be issued to allow the Shire to carry out controlled burns of roadside vegetation, over the cooler months of the year.**
- **However prior to submission to WALGA the CEO consult with the President and Cr Clarke regarding background information.**

MOTION PUT AND CARRIED:7/0

**12 NEW BUSINESS OF AN URGENT NATURE APPROVED BY COUNCIL
RESOLUTION**

RESOLUTION 72/2018

Moved: Cr N Clarke

Seconded: Cr J King

That new business of an urgent nature be introduced to Council.

Motion Put and Carried: 7/0

12.1 ALGA NATIONAL CONGRESS

FILE REFERENCE	CL1.8
REPORT DATE	17 April 2018
APPLICANT/PROPONANT	None
OFFICER DISCLOSURE OF INTEREST	None
PREVIOUS MEETING REFERENCES	None
AUTHOR	Sue Mearns – Executive Assistant
AUTHORISED BY	Glenda Teede – Chief Executive Officer
ATTACHMENTS	Congress Program

PURPOSE OF REPORT

To advise Council of the ALGA National Congress in Canberra from the 17 – 20 June 2018 to enable delegates to be registered if considered appropriate.

BACKGROUND

In recent years the Shire of Victoria Plains has sent Councillors or the President and CEO to Canberra to attend the ALGA National Congress.

COMMENT

The ALGA National Congress for 2018 is again to be held in Canberra from the 17 – 20 June and as registrations are now open Council needs to decide if they wish to send delegates to this years event. The estimated cost for 2 delegates to attend the event, the Regional Development Forum, the Congress Dinners, airfares and accommodation is \$7,000.

POLICY REQUIREMENTS

Policy 9.1.4 relates to Councillor attendance at conferences and seminars.

DOES THIS ITEM REFER TO THE COMMUNITY STRATEGIC PLAN?

Yes

COMMENT

4.4 Advocacy

- STRATEGY 4.4.1 -Develop strategies for targeted lobbying to support relevant strategies

LEGISLATIVE REQUIREMENTS

There are no known legislative requirements related to this item.

STRATEGIC IMPLICATIONS

There are no known strategic implications related to this item.

Corporate Business Plan references and impacts:-

Develop strategies aimed at improving targeted, effective lobbying to support relevant strategies (attend Conferences etc.).

➤ **Environment**

There are no known significant environmental implications associated with this proposal.

➤ **Economic**

There are no known significant economic implications associated with this proposal.

➤ **Social**

There are no known significant social implications associated with this proposal.

FINANCIAL IMPLICATIONS

The approximate cost for 2 delegates to attend the Congress would be \$7,000 and the cost account currently has a balance of approximately \$1,000.

VOTING REQUIREMENTS

Absolute Majority Required: No

STAFF RECOMMENDATION

Moved: Cr J Corless-Crowther

Seconded: Cr A Broadhurst

That Council does / does not send 1 or 2 delegate/s to the 2018 ALGA National Congress in Canberra from the 17 – 20 June 2018.

AMENDMENT

Moved: Cr N Clarke

Seconded: Cr J Corless-Crowther

That Council sends 2 delegates to the 2018 ALGA National Congress in Canberra from the 17 – 20 June 2018, these delegates being Cr Lovelock and Cr Bantock.

The amendment then became the motion.

RESOLUTION 73/2018

Moved: Cr N Clarke

Seconded: Cr J Corless-Crowther

That Council sends 2 delegates to the 2018 ALGA National Congress in Canberra from the 17 – 20 June 2018, these delegates being Cr Lovelock and Cr Bantock.

MOTION PUT AND CARRIED: 7/0

4/17/2018

ALGA's National General Assembly Program



[HOME \(index.html\)](#) [SPONSORSHIP & EXHIBITION \(Exhibition.html\)](#)

[PROGRAM](#) [MOTIONS \(Motions.html\)](#) [REGISTRATIONS](#)

2018 NGA PROGRAM

Sunday 17 June 2018

8.00am Registration Opens

5.00pm **Service NSW Welcome Reception**



Monday 18 June 2018

8.00am Registration Opens

9.00am **Opening Ceremony**

9.20am ALGA President's Opening

9.30am **Government Address**

The Hon Malcolm Turnbull MP, Prime Minister (invited)

10.00am **MORNING TEA**

10.30am **Keynote Address: The Australian Political Landscape**

David Speers, Political Editor, SKY NEWS

11.00am **Keynote Address: The Case of Gender Diversity in Local Government**

Virginia Haussegger, Australian Journalist, Media Commentator and Television Presenter

11.30am **Panel Session - Changing Political Culture**

12.30pm **LUNCH - Sponsored by JLT**

Tuesday 19 June 2018

8.00am Registration Opens

9.00am **Keynote Address: Population and the Policy Imperative**

Bernard Salt, Author and Columnist

9.45am **Panel Session - Building Tomorrow's Communities: Livability**

10.30am **MORNING TEA**

11.00am Debate on Motions

12.30pm **LUNCH - Sponsored by BMW**



(<https://www.bmw.com.au/>)

1.30pm **Concurrent Sessions**

Energy and climate Change

Arts and Culture

Digital Technology

Recycling and Waste

3.00pm **AFTERNOON TEA**

3.30pm The Hon Bill Shorten MP, Leader of the Opposition

4.00pm Debate on Motions

5.00pm Close Day 2

7.00pm **NGA DINNER, Australian Institute of Sport**

http://www.conferenceco.com.au/ALGA_NGA/Program.html#

1/3

4/17/2018

ALGA's National General Assembly Program



(<http://www.au.jlt.com/>)

1.30pm **Panel Session - Balancing Innovation and the Public Interest**

3.00pm **AFTERNOON TEA**

3.30pm Debate on Motions

4.30pm Stephen Jones MP, Shadow Minister for Shadow Minister for Regional Services, Territories and Local Government (invited)

5.00pm Close Day 1

7.00pm **NETWORKING DINNER, National Arboretum**



INNOVATIVE LIGHTING SOLUTIONS
(<https://greenfrogsystems.com.au/>)

Wednesday 20 June 2018

9.00am **Setting ALGA's Election Priorities**

9.30am Panel of Mayors - Local Government and the Federal Election

10.30am **MORNING TEA**

11.00am Panel Session - How to Create Resilient Local Communities

12.30pm ALGA President's Close

LUNCH

About ALGA

The Australian Local Government Association is the national voice of local government, representing 560 councils across the country. In structure, ALGA is a federation of state and territory local government associations.

[more](#)

(<http://alga.asn.au/?ID=42&Menu=41,81>)

Registration, accommodation and exhibition contact

Conference Secretariat: Conference Co-ordinators



Postal address: PO Box 4994, CHISHOLM ACT 2905



Phone: 02 6292 9000
02 6292 9002



Email: NGA@confco.com.au (<mailto:NGA@confco.com.au>)

Sponsorship contact

Limited sponsorship opportunities for the conference are still available. For more information, please contact Jill Brown, Director of Government Relations and National Events, ALGA



Phone: 02 6122 9436

http://www.confco.com.au/ALGA_NGA/Program.html#

2/3

12.2 CHANGE OF MEETING DATE

RESOLUTION 74/2018

Moved: Cr S Penn

Seconded: Cr N Clarke

That the Ordinary Meeting of Council for June be changed to Thursday 21 June 2018.

MOTION PUT AND CARRIED: 7/0

13 NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING

Nil

14 CONFIDENTIAL ITEMS

Nil

15 DECLARATION OF CLOSURE

There being no further business the Presiding Member declared the meeting closed at 5.50pm.

Signed this 16th day of May 2018
Presiding Member 